



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.01.2023

PRESENT

THE HON'BLE MR.JUSTICE A.D.JAGADISH CHANDIRA

CRL.O.P (MD)No.331 of 2023

WEB COPY

A.Suresh Babu

...Petitioner

-vs-

The State represented by
The Inspector of Police,
C-2, Subramaniyapuram Police Station,
Madurai District.
(in Cr.No.not known of 2023)

...Respondent

PRAYER: Criminal Original Petition filed under Section 438 of Cr.P.C, praying to enlarge the petitioner on bail in the event of his arrest by the respondent Police with respect to Cr.No.not known of 2023.

For Petitioner

: Mr.G.R.Sathish

For Respondent

: Mr.P.Kottai Chamy

Government Advocate (Crl.side)

O R D E R

The petitioner, who apprehends arrest at the hands of the respondent Police for the offences punishable under Section 506(ii) of IPC and Section 4 of TNPHW Act in Crime No.not known of 2023 on the file of the respondent Police, seeks anticipatory bail.

2.Today, when the matter is taken up for hearing, the learned Government Advocate (crl.side) appearing for the respondent Police would submit that the petition enquiry is pending against the petitioner in C.S.R.Nos.802 and 803 of 2023.

3.Considering the facts and circumstances, the respondent police has to issue notice under Section 41(A) of Cr.P.C to the petitioner and the petitioner is directed to appear before the respondent police and the Investigating Officer has to conduct the enquiry by strictly following the procedures therein and if any *prima facie* case is made out against the petitioner, register the F.I.R or close the petition enquiry within a period of two weeks from today. The parties are directed to cooperate with the enquiry. It is needless to say that the respondent police shall not take any coercive steps to secure the accused till the completion of enquiry on the complaint lodged by the de-facto complainant.



CRL.O.P(MD)



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4.With the above directions, this petition is disposed of.

sd/-
06/01/2023

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/01/2023

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

cmr

To

1.The Inspector of Police,
C-2, Subramaniyapuram Police Station,
Madurai District.

2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.SATISH G R, Advocate (SR-375[I] dated 09/01/2023)

CRL.O.P (MD) No.331 of 2023
06.01.2023

TR/BUC/SAR-IV(20.01.2023) 2P 4C