



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Wednesday, the Eleventh day of January Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice A.D.JAGADISH CHANDIRA

CRL OP(MD) No.743 of 2023

1 N.THANGAPPAN

2 RAJESWARI

... PETITIONERS / ACCUSED RANK NOT KNOWN

Vs

STATE REP BY
THE INSPECTOR OF POLICE
KOTTAR POLICE STATION, KANYAKUMARI DISTRICT.
CRIME NO. NOT KNOWN OF 2023 ... RESPONDENT / COMPLAINANT

For Petitioner : M/S.RAJAMOHAN.R Advocate

For Respondent : MR.A.ALBERT JAMES, Govt. Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

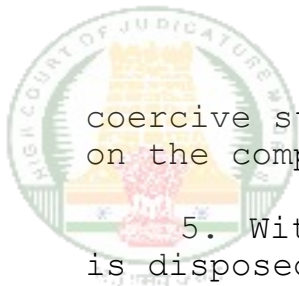
The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offences punishable under Sections 406, 420 of IPC in Crime No. Not known of 2023, seek anticipatory bail.

2.Today, when the matter is taken up for hearing, the learned Government Advocate (Crl.Side) appearing for the respondent Police submitted that petition enquiry against the petitioners is pending.

3.Heard the learned counsel for the petitioners and the learned Government Advocate (crl.side) for the respondent.

4. Considering the facts and circumstances, the respondent police has to issue notice under Section 41(A) of Cr.P.C to the petitioners and the petitioners are 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 petitioners, register the F.I.R or close the petition enquiry, within a period of two weeks from today. The parties are directed to co-operate with the enquiry.

It is not necessary to say that the respondent police shall not take any



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coercive steps to secure the accused till the completion of
on the complaint lodged by the defacto complainant.

5. With the above directions, this Criminal Original Petition
is disposed of.

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11/01/2023

/ TRUE COPY /

/01/2023

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

TO

1 THE INSPECTOR OF POLICE
KOTTAR POLICE STATION, KANYAKUMARI DISTRICT.

2. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to Mr.R.RAJAMOHAN, Advocate SR.No. 586

ORDER
IN
CRL OP(MD) No.743 of 2023
Date :11/01/2023

TR/MMS/SAR-IV(23.01.2023) 2P 3C