



WEB COPY

CRL OP(MD).



23

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

Date : 08/03/2023

PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD).No.4402 of 2023

Kasi @ Kasirajan

... Petitioner/Accused No.1

Vs

State through
The Inspector of Police,
Koodal Pudur P.S.Madurai City,
Madurai District.
(In Cr.No.1388 of 2020)

... Respondent/Complainant

For Petitioner : Mr.Niranjana S.Kumar
Advocate.

For Respondent : Mr.T.Senthil Kumar
Additional Public Prosecutor

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

PRAYER :-

For Anticipatory Bail in Cr.No.1388 of 2020 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner apprehends arrest at the hands of the respondent police in C.C.No.8 of 2023 on the file of the learned II Additional District Judge for NDPS Cases Court, Madurai, for the offences punishable under Sections 8(c), 20(b)(ii)(c) and 29(1) of Narcotic Drugs & Psychotropic Substances Act, 1985, seeks anticipatory bail.

2.The petitioner was absent during the trial in C.C.No.8 of 2023 on the file of the learned II Additional District Judge for NDPS Cases Court, Madurai. Therefore, Non-Bailable Warrant came to



3.The learned counsel appearing for the petitioner understands that the petitioner shall appear before the Court below regularly on all future hearing dates without fail.

4.Considering the undertaking given by the learned counsel for the petitioner, the petitioner is directed to appear before the learned II Additional District Judge for NDPS Cases Court, Madurai on the next hearing and to file a petition under Section 70(2) of Cr.P.C., to recall NBW already issued against him. On the filing of such petition, the concerned learned Magistrate is directed to consider the same on its own merits and in accordance with law and pass orders on the same day.

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

6. It is made clear that while considering the petition to recall, the Court below shall bear in mind about the period of Non-Bailable Warrant and any crime committed while pending Non-Bailable Warrant. Mere direction issued by this Court to consider the application on the same day does not amount to direction to consider the recall petition favourably.

sd/-

08/03/2023

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/03/2023

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

vsd

TO

1.The II Additional District Judge
for NDPS Cases Court,
Madurai.

2.The Inspector of Police,
Koodal Pudur P.S.Madurai City,
Madurai District.

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

ORDER

IN

CRL OP(MD).No.4402 of 2023

Date : 08/03/2023

NA/BUC/SAR-3/20.03.2023/2P/4C

<https://www.mhc.tn.gov.in/judis>