



WEB COPY

CRL OP(MD).



23

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 13/03/2023

PRESENT

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

CRL OP(MD).No.4669 of 2023

G.Pugazh Murugan

... Petitioner/Accused

Vs

State represented by
The Inspector of Police,
Srirangam Police Station,
Trichy City,
Trichy.
(In Cr.No.794 of 2013)

... Respondent/Complainant

For Petitioner : Mr.N.Anandakumar
Advocate.

For Respondent : Mr.B.Thanga Aravindh,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.794 of 2013 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.44 of 2019 on the file of the learned District Munsif cum Judicial Magistrate, Srirangam for the offences punishable under Sections 294(b), 323, 406, 420, 506(ii) of IPC altered into 294(b) and 506(i) of IPC, in Crime No.794 of 2013, seeks anticipatory bail.

2.The petitioner was absent during the trial in C.C.No.44 of 2019 on the file of the learned District Munsif cum Judicial Magistrate, Srirangam. Therefore, Non-Bailable Warrant came to be



3.The learned counsel appearing for the petitioner undertakes 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 District Munsif cum Judicial Magistrate, Srirangam 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/-

13/03/2023

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/03/2023

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

VSD

TO

1.THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE, SRIRANGAM.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, TRICHY.

3.THE INSPECTOR OF POLICE,
SRIRANGAM POLICE STATION, TRICHY CITY,TRICHY.

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

+1 CC to M/s.N.ANANDAKUMAR, Advocate (SR-4084[I] dated 13/03/2023)
ORDER
IN
CRL OP(MD) No.4669 of 2023
Date :13/03/2023