



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

Friday, the Seventeenth day of March Two Thousand and Twenty Three

PRESENT

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

CRL OP(MD) No.5119 of 2023

1 SHANMUGAM

2 S.PORKODI

... PETITIONERS/ACCUSED  
RANK NOT KNOWN

**Vs**

THE SUB INSPECTOR OF POLICE  
SIVAKASI TOWN POLICE STATION,  
VIRUDHUNAGAR DISTRICT  
CRIME NO. NOT KNOWN OF 2023

... RESPONDENT/COMPLAINANT

For Petitioner : M.JOTHI BASU Advocate

For Respondent : Mr.R.M.ANBUNITHI,  
Additional Public Prosecutor

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

**PRAYER:-** FOR ANTICIPATORY BAIL IN CRIME NO.NOT KNOWN OF 2023 ON  
THE FILE OF THE RESPONDENT POLICE.

**ORDER :** The Court Made the following order :-

The petitioner, who apprehend arrest at the hands of the  
respondent police for the offences punishable under Sections 420,  
468, 471 IPC in Crime.No.Not known of 2023, seeks anticipatory bail.

2.Today, when the matter is taken up for hearing, the learned  
Additional Public Prosecutor appearing for the respondent Police  
submitted that petition enquiry against the petitioner .

3.Heard the learned counsel for the petitioner and the learned  
Additional Public Prosecutor 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

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



petitioners 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 the date of receipt of a copy of this order. 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 defacto complainant.

5. With the above directions, this criminal original petition is disposed of.

sd/-

17/03/2023

/ TRUE COPY /

/04/2023

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

GNS

**TO**

- 1 THE SUB INSPECTOR OF POLICE  
SIVAKASI TOWN POLICE STATION,  
VIRUDHUNAGAR DISTRICT.
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADURAI.

+1. CC to Mr.M.JOTHI BASU Advocate SR.No.4514

**ORDER**

**IN**

CRL OP(MD) No.5119 of 2023

Date :17/03/2023

SA/CG/SAR.4/05.04.2023/2P/4C