



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20.04.2023

WEB COPY

PRESENT

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

CRL OP(MD) . No.7362 of 2023

Ravi

... Petitioner/Accused No.2

Vs

State Rep.by
The Inspector of Police,
CBCID, Madurai.
Crime No.07 of 2013.

... Respondent/Complainant

For Petitioner : Mr.G.Hariharan, Advocate
For Respondent : Mr.R.M.Anbunithi,
Additional Public Prosecutor

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

PRAYER :-

To enlarge the Petitioner/Accused No.2 on anticipatory bail in the event of his arrest in C.C.No.222/2016 pending on the file of the Learned Judicial Magistrate No.IV, Madurai.

ORDER : The Court made the following order :-

The petitioner apprehends arrest at the hands of the respondent police in CC.NO.222 of 2016 on the file of the learned Judicial Magistrate NO.IV, Madurai, for the offences punishable under Sections 120(b), 468, 34, 471, 420, 419 and 471 of IPC in Crime No.07 of 2013, seeks anticipatory bail.

2.The petitioner was absent during the trial in CC.No.222 of 2016 on the file of the learned Judicial Magistrate No.IV, Madurai. Therefore, Non-Bailable Warrant came to be issued.

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 Judicial Magistrate NO.IV, Madurai, on the next hearing and



to file a petition under Section 70(2) of Cr.P.C., to recall the 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/-

20/04/2023

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/05/2023

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

rmk

TO

1 THE JUDICIAL MAGISTRATE NO.IV, MADURAI.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, MADURAI.

3 THE INSPECTOR OF POLICE, CBCID, MADURAI.

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

+1 CC to M/s.G.HARIHARAN, Advocate (SR-6290[I] dated 21/04/2023)

ORDER

IN

CRL OP(MD) No.7362 of 2023

Date : 20/04/2023

RS//SAR-(26.05.2023) 2P 6C