



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

Thursday, the Twentieth day of April Two Thousand and Twenty Three

PRESENT

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

CRL OP(MD) No.7343 of 2023

1 M.PREMA THANGAM

2 M.PREM ANAND

3 S.MURUGAN

... PETITIONERS/ACCUSED 1 TO 3

Vs

THE STATE REP.BY
THE SUB INSPECTOR OF POLICE
NESAMANI NAGAR POLICE STATION,
NAGERCOIL,
KANYAKUMARI DISTRICT.
CRIME NO.NOT KNOWN OF 2023.

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.A.HAJA MOHIDEEN 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 CR.NO. NOT KNOWN OF 2023 ON
THE FILE OF THE RESPONDENT POLICE.

ORDER : The Court Made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the offence punishable under Section 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 Additional Public Prosecutor 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 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 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 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/-

20/04/2023

/ TRUE COPY /

/05/2023

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

RMK

TO

- 1 THE SUB INSPECTOR OF POLICE
NESAMANI NAGAR POLICE STATION,
NAGERCOIL,
KANYAKUMARI DISTRICT.
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER

IN

CRL OP(MD) No.7343 of 2023

Date :20/04/2023

SA/26.05.2023/2P/3C