



WEB COPY

CRL OP(MD).



23

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 18/05/2023

PRESENT

The Hon`ble Mrs.Justice T.V.THAMILSELVI

CRL OP(MD) . No.9054 of 2023

1.Kumar

2.Mari

3.Nagarajan

4.Alagar : Petitioners/Accused Rank Not known

Vs.

State rep., by
The Inspector of Police,
Aruppukkottai Town Police Station,
Aruppukkottai,
Virudhunagar District.
Crime No.Not known/2023. : Respondent/Complainant

For Petitioners : M/s.S.Prabha,Advocate

For Respondent : Mr.R.Sivakumar,
Government Advocate (Crl.side)

PETITION FOR ANTICIPATORY BAIL Under Sec.438 of 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 petitioners, who apprehend arrest at the hands of the respondent police for the alleged offence punishable under Sections 323 and 506(ii) IPC, in Crime No.Not known of 2023 on the file of the respondent police, seek anticipatory bail.

2. Today, when the matter is taken up for hearing, the learned Government Advocate (Crl.Side) 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 Government Advocate (Crl. side) 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 four from the date of receipt of 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 de-facto complainant.

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

sd/-
18/05/2023

/ TRUE COPY /

/05/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

DAS
TO

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

ORDER
IN
CRL OP(MD) No.9054 of 2023
Date :18/05/2023

PKP/ /SAR- /24.05.2023/ **2P/3C**