



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

Friday, the Second day of June Two Thousand and Twenty Three

PRESENT

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

CRL OP(MD) No.9213 of 2023

D.OM PRAKASH

... PETITIONER/ACCUSED RANK NOT KNOWN

Vs

State Rep.by  
THE INSPECTOR OF POLICE  
DINDIGUL TALUK POLICE STATION,  
DINDIGUL DISTRICT.  
CRIME NO.NOT KNOWN OF 2023.

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.P.KRISHNASAMY, Advocate  
For Respondent : MR.R.M.ANBUNITHI,  
Additional Public Prosecutor

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 petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Section 420 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 is pending.

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 petitioner 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 arrest 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/-

02/06/2023

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/06/2023

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

sjj

TO

1 THE INSPECTOR OF POLICE, DINDIGUL TALUK POLICE STATION,  
DINDIGUL DISTRICT.

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

ORDER

IN

CRL OP(MD) No.9213 of 2023

Date : 02/06/2023

RS/BUC/SAR-(06.06.2023) 2P 3C