



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

Thursday, the Eighteenth day of May Two Thousand and Twenty Three

PRESENT

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

CRL OP(MD) No.9253 of 2023

VAYOLA BABY

... PETITIONER/RANK NOT KNOWN

Vs

State Rep.by
THE INSPECTOR OF POLICE
ANTI-LAND GRABBING SPECIAL CELL,
NAGERCOIL, KANYAKUMARI DISTRICT.
CRIME NO.NOT KNOWN OF 2023

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.G.ANTO PRINCE, Advocate
For Respondent : MR.SS.MADHAVAN,
Govt. 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 petitioner, who apprehend arrest at the hands of the
respondent police for the offences punishable under Sections 420 and
406 IPC in Crime.No.Not known of 2023, seeks 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 is pending against the petitioner.
Hence, the respondent police issued summons to the petitioner.
However, the petitioner did not appear for enquiry.

3.Heard the learned counsel for the petitioner 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
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. and close the petition enquiry within a period of six weeks



from the date of receipt of a copy of this order. The parties are directed to cooperate with the enquiry.

5. 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. Accordingly, this criminal original petition is disposed of.

sd/-

18/05/2023

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/05/2023

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

gns

TO

1 THE INSPECTOR OF POLICE, ANTI LAND GRABBING SPECIAL CELL,
NAGERCOIL, KANYAKUMARI DISTRICT.

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

+1 CC to M/s.ANTO PRINCE.G, Advocate (SR-7747[I] dated 19/05/2023)

ORDER

IN

CRL OP(MD) No.9253 of 2023

Date :18/05/2023

RS//SAR-(24.05.2023) 2P 4C