



CrI.O.P.(MD) No.16059 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.09.2023

CORAM:

THE HONOURABLE DR.JUSTICE D.NAGARJUN

CrI.O.P.(MD)No.16059 of 2023

Vijayal

... Petitioner

Vs.

1.The Superintendent of Police,
Sivagangai District.

2.The Inspector of Police,
Town Police Station,
Sivagangai District.

3.Raja
4.Mahendran
5.Thangeswari

..Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the 2nd respondent to execute the non-bailable warrant issued in C.C.No. 171 of 2022 on the file of the Judicial Magistrate Court No.I, Sivagangai against the respondents 3 to 5.



Crl.O.P.(MD) No.16059 of 2023

WEB COPY

For Petitioner :Mr.S.Bharathi
For R1 and R2 :Mr.B.Thanga Aravindh
Government Advocate (crl.side)

ORDER

This Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure seeking for a direction to the respondent police to execute the warrant issued by the Judicial Magistrate Court No.I, Sivagangai.

2.It is submitted by the learned counsel for the petitioner that the petitioner has filed a complaint against the unofficial respondent Nos.3 to 5 alleging that they have committed the offence punishable under Section 138 of Negotiable Instrument Act and NBWs have been issued against them on 05.05.2023 and the said warrants have not been executed so far by the respondent No.2 police in spite of the directions given by the learned Magistrate and therefore, sought for suitable directions.

3.The learned Government Advocate (Crl.side) submits that the respondent police would execute the warrants, in case if the petitioner cooperates with the police to identify the respondent Nos.3 to 5. It is submitted by the learned counsel



Crl.O.P.(MD) No.16059 of 2023

WEB COPY

for the petitioner that the petitioner or her representative would appear before the respondent No.2 police and identify the respondent Nos.3 to 5, who are the accused in CC.No.171 of 2022.

4.Considering the submissions made by the learned counsel on either side, the respondent police are directed to execute the warrants issued against the respondent Nos.3 to 5 in C.C.No.171 of 2022 pending on the file of the learned Judicial Magistrate Court No.I, Sivagangai.

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

Speaking : Yes / No
NCC : Yes / No
Internet : Yes / No
Index : Yes / No

13.09.2023

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To

- 1.The Judicial Magistrate No.I, Sivagangai.
- 2.The Superintendent of Police,
Sivagangai District.

3/5



Crl.O.P.(MD) No.16059 of 2023

WEB COPY

- 3.The Inspector of Police,
Town Police Station,
Sivagangai District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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Crl.O.P.(MD) No.16059 of 2023

DR.D.NAGARJUN. J.

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Crl.O.P.(MD)No.16059 of 2023

13.09.2023