



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

Tuesday, the Eleventh day of April Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL MP(MD) No.14815 of 2022

IN

CRL OP(MD) No.11451 of 2022

RAABIYATH BASARIYA

... PETITIONER/DEFACTO COMPLAINANT

Vs

1 THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION,
MADURAI TOWN,
MADURAI DISTRICT
(CRIME NO.6 OF 2022)

...1ST RESPONDENT/RESPONDENT

2 MOHAMED MOHAIDEEN MADANI

...RESPONDENT/PETITIONER

3 THE INSPECTOR OF POLICE
VILAKKUTHOON POLICE STATION,MADURAI.

... 3RD RESPONDENT

(R3 IS SUO-MOTU IMPEADED AS PER
ORDER OF THE COURT DATED 03/02/2023
IN CRL.MP(MD)14815 OF 2022 IN CRL.OP
(MD) 11451)

Petition filed praying that in the circumstances stated therein and in the petition filed therewith the High Court may be pleased to cancel the Anticipatory Bail granted by this Honble Court in Crl.OP(MD)No.11451 of 2022 dated 07.07.2022

Order : This petition coming up for orders on this day, upon perusing the petition filed in support thereof and upon hearing the arguments of M/S.SARAVANAN R, Advocate for the petitioner and of M/S.S.MANIKANDAN, Government Advocate(Crl.side) on behalf of the Respondents 1 & 3 and M/S.N.THAMIMUL ANSARI, Advocate for the Respondent No.2, the court made the following order:-

This petition has been filed to cancel the anticipatory bail granted by this Court in Crl.O.P(MD).No.11451 of 2022 dated 07.07.2022.

2. When the matter is taken up for hearing, the learned
<https://www.hcma.org.in> Public Prosecutor appearing for the respondent police



submitted that based upon the complaint given by the enc_ as undertaken in C.S.R.No.498 of 2022 and thereafter, it was closed as mistake of fact.

3. The learned counsel for the petitioner submitted that without proper enquiry, the respondent police closed the complaint. He further submitted that the second respondent is highly influential person. Only grievance expressed by the petitioner is that so far marital status is not recognized by the second respondent. Whether the petitioner is married to the first accused/second respondent is a matter for consideration in the investigation.

4. In view of the above, the petitioner as well as the second respondents are directed to co-operate with the first respondent to complete the process of investigation. Cancelling of the anticipatory bail granted to the petitioner is not required in this matter. The first respondent police is directed to complete the process of investigation within a period of three months from the date of receipt of copy of this order. Petitioner is still aggrieved the outcome of the enquiry, he shall workout his remedy through the appropriate proceedings.

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

sd/-
11/04/2023

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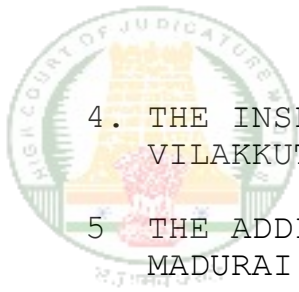
/06/2023

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

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TO

- 1 THE JUDICIAL MAGISTRATE NO.IV
MADURAI.
- 2 DO THROUGH:
THE CHIEF JUDICIAL MAGISTRATE,
MADURAI DISTRICT.
- 3 THE INSPECTOR OF POLICE
ALL WOMEN POLICE STATION,
MADURAI TOWN,
MADURAI DISTRICT.



4. THE INSPECTOR OF POLICE
VILAKKUTHOON POLICE STATION, MADURAI.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

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ORDER
IN
CRL MP (MD) No.14815 of 2022
IN
CRL OP (MD) No.11451 of 2022
Date :11/04/2023

RK/CG/SAR- (12/06/2023) 3P/6C