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Crl.O.P.No.31577 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-12-2024

CORAM

THE HONOURABLE MR JUSTICE A.D.JAGADISH CHANDIRA

CRL OP NO. 31577 of 2024

Prakash

S/o.Muthusamy, No.3/74, Nattampalayam, Vattur,
Vellore Taluk, Namakkal District.

Petitioner(s)

Vs

The State Rep by
The Inspector of Police, Pallipalayam Police Station,
Namakkal District. (Crime No.Not known of 2024) .

Respondent(s)

For Petitioner(s):

Vijayaragavan Marimuthu
C.Neethi Mozhi
J.Saktheeswari
S.Rithika
K.Dhivyashree
T.Hemalatha

For Respondent(s):

Public Prosecutor

ORDER

The petitioner apprehends arrest at the hands of the respondent police for the offences punishable under Sections 317(1) and 317(2) of the Bharatiya Nyaya Sanhita, 2023 in Crime No. Not known of 2024, seeks anticipatory bail.



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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 in **CSR.No.431 of 2024.**

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 or close the petition enquiry within a period of two weeks from today. 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 defacto complainant.



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5. With the above directions, this criminal original petition is disposed of.

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stn

To

1. The State Rep by
The Inspector of Police,
Pallipalayam Police Station,
Namakkal District.
(Crime No.Not known of 2024).



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A.D. JAGADISH CHANDIRA, J.

stn

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