



CrI.O.P.No.403 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.01.2025

Coram:

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

CrI.O.P.No.403 of 2025

K.Selva Ganapathy

... Petitioner

Vs.

1.The State Rep. by Inspector of Police
T-11, Thiruninravur Police Station
Thiruninravur

2. V.Srinath

... Respondents

Prayer: Criminal Original Petition filed under Section 528 of B.N.S.S. to direct the 1st respondent to execute the non-bailable warrant issued on 13.12.2024 in STC/13/2023 on the file of Judicial Magistrate -II, Chengalpet against the 2nd respondent.

For Petitioner : Mr.E.V.Arun Achalagiri

For 1st Respondent : Mr.S.Sugendran

Additional Public Prosecutor



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ORDER

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This Criminal Original Petition has been filed by the petitioner to direct the 1st respondent to execute the non-bailable warrant issued on 13.12.2024 in STC No.13 o 2023 on the file of Judicial Magistrate -II, Chengalpet against the 2nd respondent.

2. The learned counsel for the petitioner submitted that this Court vide order dated 27.02.2024 in Crl.O.P.No.4423 of 2024 had directed the Judicial Magistrate -II, Chengalpet to dispose of the case in STC No.13 o 2023 within a period of six months. The 2nd respondent/accused lastly appeared before the Magistrate on 27.07.2023 for questioning and thereafter, he was continuously filing 317 petition to dispense with his personal appearance and was neglecting to appear before the Magistrate. Hence, the learned Magistrate issued non bailable warrant against the 2nd respondent/accused on 13.12.2024. However, the 1st respondent police neglecting to execute the warrant. Hence, the present petition is filed.

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3. Heard the learned counsel for the petitioner and the learned Additional

Public Prosecutor appearing for the 1st respondent police and perused the materials available on record.

4. Considering the facts and circumstances of the case, the 1st respondent police is directed to execute the warrant against the 2nd respondent.

5. With the above direction, this Criminal Original Petition is disposed of.

08.01.2025

Index : Yes / No

Speaking Order : Yes / No

Neutral Citation Case : Yes/No

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To

WEB COPY

1. The Judicial Magistrate -II, Chengalpet
2. The Inspector of Police
T-11, Thiruninravur Police Station
Thiruninravur
3. The Public Prosecutor
High Court of Madras



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P.VELMURUGAN. J.

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