



Crl.OP.No.1938 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.02.2025

CORAM

THE HONOURABLE MR.JUSTICE **SUNDER MOHAN**

Crl.OP.No.1938 of 2025

D.Rajesh

...Petitioner/Accused

Vs.

The State Rep by
The Inspector of Police,
District Crime Branch,
Chengalpet.
(Crime No. Unknown)

...Respondent/Complainant

Prayer: Criminal Original Petition filed under Section 482 of BNSS, to enlarge the petitioner on Anticipatory bail in the event of his arrest in connection with Crime No.Not Known of 2025 pending investigation on the file of the Respondent.

For Petitioner : Mr.Dasarathan Palanisamy

For Respondent : Mr.Leonard Arul Joseph Selvam
Government Advocate (Crl.Side)



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ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offence punishable under Section 318(4) of the BNS in Crime No. Not known of 2025, 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 the petition enquiry is pending against the petitioner in C.S.R.No.15490 of 2024.

3. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl. Side) appearing for the respondent Police.

4. Considering the facts and circumstances, the respondent Police has to issue notice under Section 35 of BNSS, 2023 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



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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 the date on which the order copy is made ready. 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.

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

05.02.2025

Index : Yes/No
Speaking Order/Non Speaking Order
Neutral Citation: Yes/No
Internet: Yes/No

dk

To

1. The Inspector of Police,
District Crime Branch,
Chengalpet District.

2. The Public Prosecutor,
Madras High Court,



Chennai.

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SUNDER MOHAN, J.
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