



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.01.2025

CORAM

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No.2098 of 2025

Harinath

... Petitioner

Vs.

State Represented by
The Inspector of Police,
D2 Selvapuram Police Station,
Coimbatore District.
(Crime No. Not Known)

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on anticipatory bail in
the event of his arrest in Crime No.not known on the file of the respondent
Police.

For Petitioner : S.Suresh

For Respondent : Mr.S.Santhosh,
Government Advocate (Crl.Side)



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ORDER

Apprehending arrest in connection with Crime No. Not Known registered for the offences punishable under Sections 316(2) and 318(4) of Bharathia Nyaya Sanhita, 2023 (BNS), the present petition has been filed by the petitioner seeking 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 current paper enquiry is pending in C.No.1318/PG/COP/CC - 2024 against the petitioner.

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

4. Recording the submission made by the learned Government Advocate (Crl.Side), it is hereby directed that the respondent police has to issue



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notice under Section 35 of BNSS 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 at the earliest.

5. 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 *de facto* complainant.

6. With the above directions, this Criminal Original Petition stands disposed of.

29.01.2025

smv

To

1. The Inspector of Police,
D2 Selvapuram Police Station,
Coimbatore District.



2. The Public Prosecutor,
High Court of Madras.



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A.D.JAGADISH CHANDIRA., J.

smv

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