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CRL OP NO. 3030 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **12-02-2025**

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO. 3030 of 2025

Keer @ Thasthakeer
S/o.Sayad Ameer, No. 74/76, 3rd Street,
Periyar Nagar, Korukkupet, Washermanpet,
Chennai - 600 021.

Petitioner(s)

Vs

The State Rep by, The Deputy Superintendent of Police,
CBCID, OCU - II Chennai. (F.I.R No.1/2016)

Respondent(s)

Prayer:

Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023 to enlarge the petitioner / Accused on
bail in the event of arrest in Crime No 1/2016 pending on the file of the
respondent police.

For petitioners: Mr.Aneesh Vinayak

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

ORDER

The petitioner/accused, who apprehends arrest pursuant to an Non
Bailable Warrant issued by the learned XI Metropolitan Magistrate,
Saidapet Chennai on 06.01.2025, seeks anticipatory bail.

2. According to the learned counsel for the petitioner, the summons
was not issued to the petitioner and hence, he was not aware of the
proceedings.



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SUNDER MOHAN,J.

vca

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3. The learned Government Advocate (Crl.Side), however, would submit that the petitioner was aware of the proceedings and he had appeared before the learned Magistrate on summons and thereafter failed to appear.

4. Heard both sides.

5. Considering the rival submissions, this Court is of the view that the anticipatory bail cannot be granted. However, the petitioner is at liberty to approach the XIth Metropolitan Magistrate, Saidapet, Chennai for recall of warrant, which shall be considered by the learned magistrate on the same day on merits and in accordance with the law.

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

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vca

To

1 The State Rep by, The Deputy Superintendent of Police,
CBCID, OCU - II Chennai. (F.I.R No.1/2016)

2. XIth Metropolitan Magistrate, Saidapet, Chennai

3. The Public Prosecutor

High Court, Madras



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