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CRL OP NO. 3428 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **17-02-2025**

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO. 3428 of 2025

Gajendraboopathi
/o. Armugam, No.3/57,
Pullagoundampatti,
Pullagoundampatti Post,
Salem District and 2 Others

Petitioner(s)

Vs

The State Rep by its
The Inspector of Police,
District Crime Branch,
Perambalur District.
in Crime No. Not known of 2025

Respondent(s)

For Petitioner(s): Mr.Raji Rajkumar

For Respondent(s): Mr.S.Santhosh

Government Advocate [Criminal Side]

ORDER

Apprehending arrest in connection with Crime No.Not Known of 2025 registered for the offences punishable under Sections 318(4) of BNS, 2023 and 420 of IPC, the present petition has been filed by the petitioners seeking 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 the petition enquiry is pending against the petitioners.

3. Heard the learned counsel for the petitioners 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 notice under Section 35 of BNSS to the petitioners 1&2 and the petitioners 1&2 are 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 petitioners register the F.I.R or close the petition enquiry within a period of three weeks. Insofar as the 3rd petitioner is concerned, she shall not appear before the Enquiry Officer.



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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.

17.02.2025



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SUNDER MOHAN, J

MSM

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