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Crl.O.P.No.4074 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-02-2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO.4074 of 2025

K. Durga,
D/o. Kumar,
No.1385 9th Cross Street,
T.P. Chatiram, Shenoy Nagar, Chennai – 600 030.

Petitioner(s)

Vs

The State of Tamil Nadu represented by,
The Inspector of Police, K-1, Sembium Police Station,
Perambur, Chennai-11. (Crime No. Not Known of 2025)

Respondent(s)

For Petitioner(s): Mr. K. Elangovan

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

ORDER

Apprehending arrest in connection with Crime No. Not Known of 2025 registered for the offences punishable under Sections 316 of the Bharatiya Nyaya Sanhita (BNS), 2023, the present petition has been filed by the petitioner 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 in C.S.R.No.43 of 2025 is pending 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 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 within three weeks.

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



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to secure the accused till the completion of enquiry on the complaint lodged
by the *de facto* complainant.

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

18-02-2025

klt

To

1.The State of Tamil Nadu represented by,
The Inspector of Police, K-1, Sembium Police Station,
Perambur, Chennai-11. (Crime No. Not Known of 2025)



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SUNDER MOHAN, J.

klr

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