



WEB COPY

Crl.O.P.No.5104 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.02.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.No.5104 of 2025

Rajkapoor

...Petitioner

Vs.

State represented by,
The Inspector of Police,
T-14, Mangadu Police Station,
Chennai.

...Respondent

PRAYER:

The Criminal Original Petition has been filed under Section 482 of BNSS to enlarge the petitioner on bail i the event of his arrest pending investigation in Crime No.Not known of 2025 on the file of the respondent police.

For Petitioner : Mr. Venkatesan Athi

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



ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offence punishable under Section 318(4) of 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 petition enquiry against the petitioner is pending.

3. Heard the learned counsel for the petitioner and the learned Government Advocate (crl.side) for the respondent.

4. Considering the facts and circumstances, the respondent police has to issue notice under Section 41(A) of Cr.P.C 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 F.I.R or close the petition enquiry within a period of three weeks from the date of receipt of a copy of this order. The parties are



directed to co-operate 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.

26.02.2025

drl

Copy to:

1. The Inspector of Police,
T-14, Mangadu Police Station,
Chennai.
2. The Public Prosecutor,
High Court, Madras.



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SUNDER MOHAN, J.

drl

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