



WEB COPY



Crl.O.P.Nos.13446 & 13540 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.04.2025

CORAM:

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

Crl.O.P.Nos.13446 & 13540 of 2025

Crl.O.P.No.13446 of 2025

S.Nanda Kumar

.... Petitioner

Vs

1. Bureau of Immigration,
(Ministry of Home Affairs),
Government of India,
New Delhi.

2. The Deputy Commissioner of Police,
Anna Nagar,
Chennai – 600 040.

.... Respondent

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to pass an order recalling the lookout circular issued against the petitioner by the first respondent letter/memo No.CNO.239/DC AN/CAMP/2024 dated 09.08.2024.

Crl.O.P.No.13540 of 2025

S.Nanda Kumar

.... Petitioner

Vs



Crl.O.P.Nos.13446 & 13540 of 2025

1. Bureau of Immigration,
(Ministry of Home Affairs),
Government of India,
New Delhi.

2. The Superintendent of Police,
Dharmapuri District.

.... Respondent

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to pass an order recalling the lookout circular issued against the petitioner by the second respondent as reported before the Chief Judicial Magistrate, Dharmapuri in PRC No.22 of 2023 on 23.04.2025.

(In both Crl.O.Ps)

For Petitioner : Mr.V.Ramamurthy
For R2 : Mr.A.Gopinath
Government Advocate (Crl.Side)

ORDER

These Criminal Original Petitions have been filed seeking a direction to recall the Lookout Circular issued as against the petitioner, pursuant to the registration of the FIR in Crime Nos.100 of 2024 on the file of the second respondent.

2. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl.Side) appearing for the second respondent. Perused the materials available on record.



Crl.O.P.Nos.13446 & 13540 of 2025

3. It is seen that the petitioner is residing abroad and did not cooperate with the investigation conducted by the Inspector of Police, D5 Police Station, Tirumangalam, Chennai. Therefore, the petitioner was issued lookout circular, which is pending. The petitioner was already arrested pursuant to the registration of the FIR in Crime No.100 of 2024. After completion of investigation, a final report was filed and cognizance was taken in C.C.No.100 of 2024 on the file of the XIII Metropolitan Magistrate, Egmore, Chennai. Subsequently, though the petitioner was granted bail, he failed to comply with the conditions imposed. Therefore, this Court, by an order dated 11.07.2024 in Crl.M.P.NO.10697 of 2024, cancelled the bail granted to the petitioner and also directed the respondent police to secure the petitioner.

4. Pursuant to the said order, the Lookout Circular was issued, which is pending. The petitioner is presently residing abroad. Challenging the order passed by this Court, the petitioner preferred an appeal before the Hon'ble Supreme Court of India. The Hon'ble Supreme Court India, by an order dated 15.04.2025, dismissed the appeal and directed the petitioner to surrender before the Trial Court and move an application for bail, which shall be considered on merits and in



Crl.O.P.Nos.13446 & 13540 of 2025

accordance with law, most expeditiously. Since the Lookout Circular is still in force, the petitioner has approached this Court seeking cancellation of the same. However, if the petitioner enters India, he will be taken into custody and at that stage, he shall file an application for bail before the Trial Court as directed by the Hon'ble Supreme Court of India.

5. In view of the above discussions, this Court is not inclined to set aside the Lookout Circular issued against the petitioner. Accordingly, both the Criminal Original Petitions are dismissed.

29.04.2025

Index : Yes/No
Neutral citation : Yes/No
Speaking/non-speaking order
Lpp

To

1.The XIII Metropolitan Magistrate,
Egmore, Chennai.

2. Bureau of Immigration,
(Ministry of Home Affairs),
Government of India,
New Delhi.



Crl.O.P.Nos.13446 & 13540 of 2025

3. The Deputy Commissioner of Police,
Anna Nagar,
Chennai – 600 040.

4. The Superintendent of Police,
Dharmapuri District.

5. The Public Prosecutor,
High Court of Madras,
Chennai.



WEB COPY



Crl.O.P.Nos.13446 & 13540 of 2025

G.K.ILANTHIRAIYAN, J.

Lpp

Crl.O.P.Nos.13446 & 13540 of 2025

29.04.2025