



WEB COPY



CrI.O.P.No.17339 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.06.2025

CORAM

THE HONOURABLE MR JUSTICE M.NIRMAL KUMAR

CrI.O.P.No.17339 of 2025

Chandrasekar

... Petitioner

Vs

State, rep. by the
Inspector of Police,
Central Crime Branch,
Chennai District.
(CC No.24346 of 2004).

... Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023 praying to enlarge the petitioner on bail in
the event of his arrest in connection with C.C.No.24346 of 2004 pending on
the file of the Metropolitan Magistrate for Exclusive Trial of CCB Cases and
CBCID Metro cases.

For Petitioner : Mr.V.Sakkarapani

For Respondent : Mr.R.Vinothraja
Government Advocate (Criminal Side)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent



CrI.O.P.No.17339 of 2025

Police pursuant to Non Bailable Warrant issued by the learned Metropolitan Magistrate for exclusive trial of CCB Cases (Relating to cheating cases in Chennai) and CBCID Metro Cases, Chennai, seeks anticipatory bail.

2.The learned counsel for the petitioner submits that on completion of investigation, the respondent Police filed charge sheet before the Court below and C.C.No.24346 of 2004 assigned and the case was taken up for trial. Since the petitioner was failed to appear before the Court below on 27.10.2017, NBW issued against him. He further submits that the petitioner engaged an Advocate to appear on his behalf before the trial Court, but unfortunately the said Advocate failed to follow the case. Since the absence of the petitioner is neither wilful nor wanton, anticipatory bail may be granted to the petitioner.

3.Learned Government Advocate (Criminal Side) appearing for the respondent Police submitted that the petitioner failed to appear before the trial Court either in person or by any counsel, hence NBW was issued against him. He further submits that the case is of the year 2004 and the petitioner has been dragging on the case for the past 21 years. Hence, he strongly opposed for anticipatory bail.



Crl.O.P.No.17339 of 2025

WEB COPY

4.Considering the nature of the allegation and the case is of the year 2004, this Court is not inclined to grant anticipatory bail to the petitioner. It is for the petitioner to approach the trial Court and file appropriate petition for recalling NBW.

5.With the above observation, this Criminal Original Petition stands disposed of.

27.06.2025

vv2

To

- 1.The Metropolitan Magistrate for exclusive trial of CCB Cases
(Relating to cheating cases in Chennai) and CBCID Metro Cases,
Chennai.
- 2.The Inspector of Police,
Central Crime Branch,
Chennai District.
- 3.The Public Prosecutor,
Madras High Court.

M.NIRMAL KUMAR, J.

vv2



WEB COPY



Crl.O.P.No.17339 of 2025

Crl.O.P.No.17339 of 2025

27.06.2025