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Crl.O.P.No.26390 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.09.2025

CORAM

THE HONOURABLE MR. JUSTICE K.RAJASEKAR

Crl.O.P.No.26390 of 2025

Santhoshkumar

... Petitioner

-Vs-

The State rep. by
Inspector of Police,
Kanai Station, Villupuram.
(Crime No.16 of 2025)

... Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in event of his arrest, pending investigation in Crime No.16 of 2025 on the file of respondent police.

For Petitioner : Mr.C.Ganeshpandian

For Respondent : Mr.S.Udayakumar

Government Advocate (Crl. Side)

ORDER

The petitioner apprehends arrest at the hands of the respondent police for the offence punishable under Section **331(3), 305(a) of BNS Act, 2023** in **Crime No.16 of 2025**, seeks anticipatory bail.

2. Today, when the matter taken up for hearing, the learned Government Advocate (Crl. Side) appearing for the respondent Police submitted that in this case investigation has been completed and final report has been filed in C.C.No.1315 of 2025 and it has been pending trial.



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K.RAJASEKAR,J.

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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 the F.I.R or close the petition enquiry within a period of two (2) weeks from today. 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 defacto complainant.

5. With the above directions, this Criminal Original Petition is disposed of.

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To

- 1.The Judicial Magistrate-I, Villupuram.
- 2.The Inspector of Police, Kanai Station, Villupuram.
- 3.The Public Prosecutor, High Court of Madras.

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