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Crl.O.P.No.28582



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.10.2025

CORAM

THE HONOURABLE MR. JUSTICE K.RAJASEKAR

Crl.O.P.No.28582 of 2025

M.S.Devakumar

... Petitioner

Vs

State of Tamil Nadu,
Rep. by The Inspector of Police,
Thoraipakkam Police Station,
Chennai District.
(Crime No.Not known 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 arrest, pending investigation in Crime No.Not known of 2025 on the file of respondent police.

For Petitioner : Mr.Vijayakumar Krishnamoorthy
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 **Sections 316(ii), 351(iii) of BNSS, 2024** in **Crime No.Not known 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 petition enquiry is pending.



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

22.10.2025

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To:

- 1.The Inspector of Police,
Thoraipakkam Police Station, Chennai District.
- 2.The Public Prosecutor, High Court of Madras.

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