



WEB COPY

Crl.O.P.No.5163 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.03.2026

CORAM

THE HONOURABLE Mr. JUSTICE C.KUMARAPPAN

Crl.O.P.No.5163 of 2026

Magesh Kanna

... Petitioner

Vs.

The State of Tamil Nadu,
Rep., by The Inspector of Police,
T11, Thirunindravur Police Station,
Chennai.
(Crime No. Not known of 2026)

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023, to enlarge the petitioner on anticipatory bail in the event of his arrest in Crime No. Not Known of 2026 on the file of the respondent police.

For Petitioner : Mr. Karthigaipriya

For Respondent : Mr. P. Dhileepan
Government Advocate (Crl.Side)

ORDER

The petitioner apprehends arrest for the alleged offence under Section 303 BNS (378 IPC) in Crime No. Not known of 2026, seeks anticipatory bail.



2. Today, when the matter was taken up for hearing, the learned Government Advocate (Criminal Side) appearing for the respondent Police submitted that the petition enquiry in C.S.R.No.58 of 2026 is pending against the petitioner.

3. In such circumstances, this Court is of the firm view that the respondent Police may be directed to follow the procedure as laid down by the Hon'ble Supreme Court in *Satender Kumar Antil v. Central Bureau Of Investigation* reported in (2026 INSC 115) and 2025 SCC OnLine SC 1578 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 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.

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

02.03.2026

AT



To

1.The Inspector of Police,
T11, Thirunindravur Police Station,
Chennai.

2.The Public Prosecutor, High Court of Madras.



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C.KUMARAPPAN.J.

AT

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