



WEB COPY

CRL OP No. 9775 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20-04-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 9775 of 2026

Kirankumar

..Petitioner

Vs

The State rep.by,
The Inspector of Police,
R5 Virugambakkam Police Station,
Chennai.
Cr.No.not known of 2026.

..Respondent

Prayer: Criminal Original Petition filed under section 483 of BNSS to order enlarge the petitioner on bail in the event of their arrest in Cr.No. Not known of 2026 pending investigation on the file of the respondent.

For Petitioner:

M/s. Mthenrajan Kalirajan

For Respondent:

Mr.P.Dhileepan
Govt.Advocate (Crl Side)

ORDER

The petitioner apprehends arrest for the alleged offence under Section 318(4) of the BNS, 2023 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 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 ratio 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.

20-04-2026

SHL



To:

1. The XXIII Metropolitan Magistrate,
Saidapet
2. The Inspector of Police,
R5 Virugambakkam Police Station,
Chennai.
3. The Public Prosecutor
High Court of Madras



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C.KUMARAPPAN J.

SHL

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