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CrI.O.P.No.16569 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.06.2026

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THE HONOURABLE Mr. JUSTICE C.KUMARAPPAN

CrI.O.P.No.16569 of 2026

Mohammed Asiq

... Petitioner

Vs.

State Rep. by its
The Inspector of Police,
Vepery 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, praying to enlarge the petitioner on anticipatory bail in the event of his arrest in Crime No.Not Known of 2026 pending on the file of the respondent police.

For Petitioner : Mr.W.Camyles Gandhi

For Respondent : Mrs.R.S.Indira,
Government Advocate (CrI.Side)

ORDER

The petitioner apprehends arrest for the alleged offence under Sections 126, 296(b), 118(1) and 351(3) of BNS [Corresponding Sections 339, 294(b), 324 and 506(ii) of IPC] in Crime No.Not Known of 2026 on the file of the respondent police seeks anticipatory bail.



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2. Today, when the matter was taken up for hearing, the learned Government Advocate (Crl.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.

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To

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



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C.KUMARAPPAN.J.

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