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CrI.O.P.No.174 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.01.2026

CORAM:

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

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M/s.Samsha Agencies,
Represented by its Partner,
S.A.Syed Abdul Ali,
Ground Floor, New Door No.37 (Old Door No.16)
Mir Bakshi Ali Street, Royapettah,
Chennai – 600 014

... Petitioner

Vs.

1. The State represented by,
The Inspector of Police (L & O),
K-10, Koyambedu Police Station,
Chennai – 600 107.
2. M/s. Sri Vararaja Food Exports Private Limited,
No.60, Varalakshmi Nagar,
4th Cross Street, Maduravoyal, Chennai – 600 095.
Also at No.136/4, Attanthangal Village,
Ambetkar Nagar, Thiruvallur High Road,
Red Hills, Chennai – 600 052.
3. M/s. Sri Vararaja Foods Pvt. Limited,
No.60, Varalakshmi Nagar,
4th Cross Street, Maduravoyal,
Chennai – 600 095.

4. R. Vivekanand

5. Lavanya Lakshmi

... Respondents



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PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, to direct the respondent police to execute the non-bailable warrant issued vide order dated 10.06.2022 against respondents 2 to 5 /accused in C.C.No.4267 of 2019 pending before the learned Metropolitan Magistrate, Fast Track Court No.III, Saidapet within a stipulated time.

For Petitioner : Mr.S.Haja Mohideen Gisthi
For R1 : Mr.S.Santhosh
Government Advocate (Criminal Side)

ORDER

This Criminal Original Petition has been filed seeking a direction to the first respondent police to execute the Non- Bailable Warrant dated 10.06.2022 issued by the learned Metropolitan Magistrate, Fast Track Court No.III, Saidapet, in C.C.No.4267 of 2019.

2. The grievance of the petitioner is that he had instituted a case against the accused/respondents 2 to 5 before the learned Metropolitan Magistrate, Fast Track Court No.III, Saidapet, for the offences under Sections 138 & 142 of Negotiable Instruments Act, in C.C.No.4267 of 2019. Due to the non-appearance of the accused, the trial Court had issued a non-bailable warrant against them on 10.06.2022. However, despite the issuance



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of the warrant against the accused in the year 2022, till date, neither have the accused surrendered nor have the respondent Police secured them.

Therefore, since no steps have been taken, the present petition has been filed.

3. Learned Government Advocate (Criminal Side) appearing for the respondent police submitted that though the Non-Bailable Warrant was issued on 10.06.2022, it was received by the first respondent police only on 10.06.2025. He further submitted that upon verifying the address mentioned in the warrant, it was found that the accused had left the place and were not available at the address mentioned by the petitioner. Therefore, a report to that effect was also sent to the Court concerned on 04.08.2025.

4. Recording the submission made by the learned Government Advocate (Criminal Side), this Criminal Original Petition stands closed. However, the petitioner is at liberty to take fresh steps in accordance with law.

12.01.2026

Neutral Citation: Yes/No
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- To
1. The Metropolitan Magistrate,
Fast Track Court No.III, Saidapet.
 2. The Inspector of Police (L & O),
K-10, Koyambedu Police Station,
Chennai – 600 107.
 3. The Public Prosecutor,
High Court of Madras.



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A.D.JAGADISH CHANDIRA, J.

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