

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **10.08.2023**

CORAM:

THE HONOURABLE DR.JUSTICE **D.NAGARJUN**

Crl.O.P.(MD) No.14181 of 2023

and

Crl.M.P.(MD)No.11120 of 2023

Ibrahim Shaw

... Petitioner

Vs.

1.State represented by
The Inspector of Police,
Vilakkuthoon Police Station,
Madurai City.
(Cr.No.803/2015)

2.Nainar Mohammed

..Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records in P.R.C.No.4/2016 with regard to the petitioner/Accused No.15 on the file of the Learned Judicial Magistrate No.I, Madurai and quash the same in respect of the petitioner/Accused No.15.

For Petitioner	:Mr.A.Rajini
For R1	:Mr.E.Antony Sahaya Prabahar Additional Public Prosecutor

ORDER

This Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure seeking quashment of P.R.C.No.4 of 2016 on the file of the learned Judicial Magistrate No.I, Madurai.

2.When the matter was taken up for hearing, the learned Additional Public Prosecutor submits that P.R.C.No.4 of 2016 was converted as S.C.No.426 of 2018 pending before the learned IV Additional Sessions Judge, Madurai, which is about 5 years ago.

3.When the PRC case has been culminated as SC case about 5 years ago, this petition seeking quashment of PRC.No.4 of 2016 is not maintainable. The learned counsel for the petitioner submits that copies of the charge sheet have not been furnished and that there is no limitation for taking cognizance. If they are the grounds, the petitioner is at liberty to file an appropriate application challenging the charge sheet before the appropriate forum.

4.With the above directions, this Petition is disposed of. Consequently,
connected Miscellaneous Petition is closed.

Speaking : Yes / No
NCC : Yes / No
Internet : Yes / No
Index : Yes / No

10.08.2023

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To

- 1.The Judicial Magistrate No.I,
Madurai.
- 2.The Inspector of Police,
Vilakkuthoon Police Station,
Madurai City.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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DR.D.NAGARJUN. J.

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