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CrI.O.P.(MD)No.22737 of 2023



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:18.12.2023

CORAM:

THE HONOURABLE MR.JUSTICE **G.ILANGO VAN**

CrI.O.P.(MD) No.22737 of 2023

S.Karnan

... Petitioner/1st Accused

Vs.

1.The Sub-Inspector of Police,
Thadicombu Police Station,
Dindigul District.
Crime No.128/2016.

...1st Respondent/Complainant

2.Dheenadayalan,
Deputy Commercial Tax Officer,
Dindigul Flying Squad-C,
Nilakottai,
Dindigul District.

...2nd Respondent/Defacto
Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to quash the charge sheet filed by the respondent in C.C.No.584 of 2016 on the file of the Judicial Magistrate No.II Court, Dindigul, so far as the petitioner in concerned.

For Petitioner : Mr.P.Krishnaveni

For R1 : Mr.M.Vaikkam Karunanithi
Government Advocate (CrI.side)



ORDER

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This Criminal Original Petition is to quash the charge sheet filed by the respondent in C.C.No.584 of 2016 on the file of the Judicial Magistrate No.II Court, Dindigul, so far as the petitioner is concerned.

2. The learned Government Advocate (Crl.side) would submit that the trial already commenced, three witnesses were examined, the next hearing date is 30.01.2024 and warrant was also issued against the petitioner, due to his non appearance.

3. Without recalling the above said warrant, this petition has been filed seeking quashment of First Information Report, stating that the textile products were kept in a textile premises and not for an election purpose.

4. Since already trial commenced, there is no question of quashment of the First Information Report. Let the petitioner get the warrant recalled by setting out the facts and circumstances before the concerned trial Court and face the trial.



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5. With the above said direction, this Criminal Original Petition is dismissed.

18.12.2023

Index : Yes/No
Internet : Yes/No
Indu

To

- 1.The Sub Inspector of Police,
Thadicombu Police Station,
Dindigul District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGOVAN. J.

Indu

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