

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.12.2015

CORAM

THE HONOURABLE MR.JUSTICE C.T.SELVAM

Cr1.R.C.No.974 of 2015

1.Mr.K.Karthik
2.K.Deepak
(Both represented by their father and
Power Agent Mr.Kalaivanan) Petitioner/Defacto
Complainant

Vs.

State Rep. By
1. Inspector of Police
17th Team
Central Crime Branch
Vepery, Chennai - 600 007
2. Mr.R.Akilan Respondents
(2nd respondent is impleaded as per the order of this
Court dated 18.09.2015 made in M.P.No.1 of 2015
in Cr1.R.C.No.974 of 2015)

Criminal Revision filed under sections 397 and 401 Cr.P.C.
to set aside the order dated 25.07.2015 passed by the
Metropolitan Magistrate, Special Court for Exclusive Trial of
Land Grabbing Cases-II, Periamet, Chennai - 600 003 thereby
rejecting the remand of R.Akilan A4 in Crime No.249 of 2015 on
the file of the respondent.

For Petitioner : Mr.Abudukumar Rajendran
for Mr.G.Krishnakumar
For Respondents : Mr.S.Shanmugavelayutham
Public Prosecutor for R1
Mr.N.R.Elango, Senior Counsel
for Mr.P.R.Raman for R2

O R D E R

This revision arises against the order of the learned Metropolitan Magistrate, Special Court for Exclusive Trial of Land Grabbing Cases - II, Periamet, Chennai - 600 003 rejecting the remand of R.Akilan, A4, in Crime No.249 of 2015 on the file of the respondent.

2. Perusal of the order under challenge informs that on perusal of the records in the case, the Court below has been of the view that the second respondent is only a subsequent purchaser and as regards him, the matter may be civil in nature and hence, considered it unnecessary to remand the second respondent into custody.

3. Heard learned counsel for petitioner, learned Public Prosecutor for first respondent and learned counsel for second respondent.

4. This Court finds no reason to interfere with findings of the Court below. The Criminal Revision is dismissed. The observation of matter being civil in nature is to be read as limited to the order refusing remand under the order under challenge.

Sd/-

Assistant Registrar(J)

//True Copy//

gpa
To

Sub Assistant Registrar

1. The Metropolitan Magistrate
Special Court for Exclusive Trial
of Land Grabbing Cases-II
Periamet, Chennai

2. The Public Prosecutor
Madras High Court, Chennai.

3. The Inspector of Police,
17th Team
Central Crime Branch
Vepery, Chennai - 600 007

+1cc to the Public Prosecutor, High Court, Madras, S.R.No.68878
Cr1.R.C.No.974 of 2015

BVR(CO)
CA(02/02/2016)