



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.01.2015

CORAM

THE HONOURABLE MR. JUSTICE C.T. SELVAM

Crl.O.P.(MD)No.1044 of 2015 and

M.P.(MD).Nos. 1 and 2 of 2015

1. M. Ponnusamy

2. Sarasakala

... Petitioners/B Party

Versus

1.The Sub Divisional Magistrate,
The Revenue Divisional Officer, Madurai2. The Sub Inspector of Police,
Samayanallur Police Station,
Madurai District...1st and 2nd Respondents

3. Chokkanathan

4. Mariswari

...3rd & 4th Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure praying to call for the records pertaining to the impugned summons in M.C.No.9982/2014/M on the file of the 1st respondent dated 18.12.2014 and quash the same.

For Petitioner : Mr.V.A.Dhana Aravindha Balaji

M/s. Dhana Law Associates.

For Respondents 1 & 2

: Mr.K.Anbarasan

Government Advocate (Crl. Side)

O R D E R

This petition has been filed under Section 482 Cr.P.C., praying to call for the records pertaining to the impugned summons in M.C.No.9982/2014/M on the file of the 1st respondent dated 18.12.2014 and quash the same.

2.Heard the learned counsel for the petitioner and also the learned Government Advocate(Crl. Side).

3. The impugned order under Section 107 Cr.P.C., in M.C.No.9982/2014/M dated 18.12.2014 shall stand quashed on the sole ground that a common notice stands issued to both "A" and "B" parties. Accordingly, this Criminal Original Petition is allowed. Consequently, connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar(CO)

/ True Copy/

Sub Assistant Registrar

To

1.The Sub Divisional Magistrate Cum Revenue Divisional Officer,
Madurai District

2.The Sub Inspector of Police, Samayanallur Police Station, Madurai Dist

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court Madurai.

+1cc to M/s.Dhana Law Associates, Sr.No.2837

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