



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.03.2015

CORAM:

THE HONOURABLE MR.JUSTICE M.SATHYANARAYANAN

CRL.OP.(MD)No.6585 of 2013 and M.P.Nos.1 and 2 of 2013

R.S.Marimuthu

: Petitioner

Vs.

1.The Deputy Superintendent of Police,
Vigilance and Anti Corruption,
Nagercoil, Kanyakumari District,
in Crime No.5 of 2011.

2.K.G.Ramesh Kumar

: Respondents

PRAYER: Petition is filed under Section 482 of the Code of Criminal Procedure, to call for the charge sheet and the records relating to the Special Case No.7 of 2012, on the file of the Chief Judicial Magistrate cum Special Court, Nagercoil and quash the same.

For Petitioner : Mr.M.Saravanan

For Respondent No.1 : Mr.C.Ramesh

Additional Public Prosecutor

For Respondent No.2 : Mr.S.C.Herold Singh

O R D E R

The learned counsel appearing for the petitioner, on instructions, seeks the permission of this Court to withdraw the Criminal Original Petition and he has also made an endorsement to that effect. It is also prayed by the learned counsel for the petitioner that the petitioner may be granted liberty to put forth all his defences at an appropriate stage before the Trial Court and would make a further plea that since the petitioner is aged about 52 years, the trial of the case may be expedited.

2. The Court has heard the submissions made by Mr.C.Ramesh, learned Additional Public Prosecutor for the first respondent and Mr.S.C.Herold Singh, learned counsel for the second respondent/the *de facto* complainant.

3. The Criminal Original Petition is dismissed as withdrawn. The petitioner is at liberty to raise all his defences at an appropriate stage before the Trial Court. This Court, taking into consideration of the fact that the Special Case is of the year 2012 and that the petitioner is aged about 52 years, directs the Trial Court to give utmost preference, complete the trial and pronounce the verdict, as expeditiously as possible. Consequently, connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar (Crl.side)

/True copy/



To

1.The Chief Judicial Magistrate cum Special Judge,
Nagercoil.

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

3.The Deputy Superintendent of Police,
Vigilance and Anti Corruption,
Nagercoil, Kanyakumari District.

+1cc to MR.M.SARAVANAN, ADVOCATE IN SR : 10671

+1cc to MR.S.C.HEROLD SINGH, ADVOCATE IN SR : 10970

Nb

SR : 16.03.2015 : 2p/6c

ORDER MADE IN
CRL.OP.(MD)No.6585 of 2013
DATED - 05.03.2015