

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.03.2016

CORAM :

THE HONOURABLE MS. JUSTICE R.MALA

Crl.O.P.No.3374 of 2016
and Crl.M.P.No.1738 of 2016

Selvam @ P.Selvaraj

.. Petitioner

Vs.

State by

Inspector of Police,
All Women Police Station,
Sathyamangalam.
(Crime No.8/2014)

.. Respondent

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., to withdraw the proceedings in S.C.No.39/2015 pending on the file of the Mahila Court, Erode and transfer the same to the file of the Mahila Court, Coimbatore.

For Petitioner : Mr.A.Mohamed Ismail

For Respondent : Mr.C.Emalias
Addl. Public Prosecutor

O R D E R

The petitioner has come forward with this petition seeking for a direction, to withdraw the proceedings in S.C.No.39/2015 pending on the file of the Mahila Court, Erode and transfer the same to the file of the Mahila Court, Coimbatore making allegation against the Presiding Officer, Mahila Court, Erode.

2.Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondent.

3.A perusal of the remarks submitted by the Presiding Officer, Mahila Court, Erode, it is seen that Section 317 Cr.P.C. petition has been filed by the Accused No.2 since her son was not well but whereas in the petition, it has been stated that she was not well. Counter has been filed on 04.01.2016 and the Section 317 Cr.P.C. petition has been dismissed on 11.01.2016. After hearing both sides, charges were framed on 02.03.2016 and for examination of other witness, the case has been posted.

4.Considering the report received from the Presiding Officer, Mahila Court, Erode, I do not find any reason to transfer the case in S.C.No.39 of 2015 from the file of the Mahila Court, Erode. Hence, the Criminal Original Petition is dismissed. However, the Presiding Officer, Mahila Court, Erode is directed to dispose of the case in S.C.No.39 of 2015 within a period of one month from the date of receipt of a copy of this order. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

To

1.The Inspector of Police,
All Women Police Station,
Sathyamangalam.

2.The Public Prosecutor
High Court, Chennai.

+1cc to Mr.A.Mohammed Ismail, Advocate Sr.13838

Cr1.O.P.No.3374 of 2016
and Cr1.M.P.No.1738 of 2016

kgk (CO)
srg (17/03/2016)

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