



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.03.2016

CORAM:

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Crl.O.P.(MD) Nos.21789 & 21943 of 2015andM.P.(MD) Nos.1 & 1 of 2015M.Ramesh
Crl.O.Ps.

... Petitioner in both

vs.

1.The State by
Sub Inspector of Police
South Crime Police Station
Thoothukudi2.S.Backiaraj
Crl.O.Ps.

... Respondents in both

PRAYER (Crl.O.P.(MD) No.21789 of 2015): This petition is filed under Section 407 Cr.P.C., to withdraw the case in C.C.No.386 of 2006, on the file of the Judicial Magistrate No.I, Thoothukudi and transfer the same to any other competent Court in other District.

PRAYER (Crl.O.P.(MD) No.21943 of 2015): This petition is filed under Section 482 Cr.P.C., to call for the records in Cr.M.P.No.8452 / 2012, dated 21.07.2015 in C.C.No.386 of 2006, on the file of the Judicial Magistrate No.I, Thoothukudi, in Crime No.115 of 2006, on the file of the South Crime Police Station, Thoothukudi and to set aside the order passed in the same.

For Petitioner
(in both Crl.O.Ps)

:Mr.N.Mohideen Basha

For Respondents
(in both Crl.O.Ps):Mrs.S.Prabha,
Govt. Advocate (Crl.Side) for R1
Mr.T.Lajapathi Roy for R2**C O M M O N O R D E R**

The learned counsel appearing for the petitioner / *de facto* complainant seeks permission of this Court to withdraw the above ~~criminal~~ original petitions as the trial, in C.C.No.386 of 2006, on the file of the learned Judicial Magistrate No.I, Thoothukudi,



is almost completed and the petitioner / *de facto* complainant may be permitted to file written submissions in support of the prosecution.

2. Accepting the submissions of the learned counsel appearing for the petitioner / *de facto* complainant, these criminal original petitions are dismissed as withdrawn with liberty to file written submissions, in C.C.No.386 of 2006, as contemplated under Section 302(2) Cr.P.C., and the Trial Court is directed to consider the same while delivering Judgment. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(Record)

/True Copy/

Sub Assistant Registrar
Madurai Bench of Madras High Court,
Madurai.

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To

1.The Judicial Magistrate No.I,
Thoothukudi.

2.The Sub Inspector of Police,
South Crime Police Station,
Thoothukudi.

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

+1cc to Mr.N.Mohideen Basha,Advocate Sr No.15059

+1cc to Mr. T.Lajapathi Roy,Advocate Sr No.15451

rg.AN-MP 2P/6C

Cr1.O.P.(MD) Nos.21789 & 21943 of 2015
and

M.P.(MD) Nos.1 & 1 of 2015
17.03.2016