



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.11.2016

CORAM:

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM

Crl.O.P. (MD) .No.8112 of 2014

and

M.P(MD)No.1 of 2014

Vanjimuthu

... Petitioner/Accused No.5

Vs.

1. The Inspector of Police,
Economic offences Wing-II,
Dindigul,
Dindigul District.

... Respondent/Complainant

2. N.Jeya Raman
District Revenue Officer,
Collector Office Building,
Dindigul.

... Respondent/Defacto complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C. praying to call for the records in C.C.No.20 of 2010, on the file of the Special Court/TNPID Court, Madurai and quash the same.

For Petitioner

: Mr.N.Mohideen Basha

For R1

: Mr.K.Anbarasan

Government Advocate (Criminal side)

ORDER

This petition has been filed to quash the case in C.C.No.20 of 2010, on the file of the Special Court under TNPID Act, Madurai.

2. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl. Side) appearing for the State and perused the records.

3. It is mainly contended by the learned counsel for the petitioner that the respondent police has no power to investigate the case registered under the provisions of TNPID Act and it has to be done only by the Revenue Divisional Officer/Competent Authority as per Section 2(1) of TNPID Act.



4. Per contra, the learned Government Advocate (Crl. Side) on instructions, would submit that the Hon'ble Supreme Court had already considered and rejected the grounds raised in the quash petition.

5. Perusal of the records would reveal that there are prima facie materials available against the petitioner. Hence, this Court is not inclined to quash the proceedings in C.C.No.20 of 2010, on the file of the Special Court under TNPID Act cases, Madurai.

6. In the result, this Criminal Original Petition is dismissed. Consequently, connected M.P.(MD).No.1 of 2014 is closed.

7. The petitioner is directed to appear before the Trial Court as and when his presence is required and further he shall not dispute the identity of the witnesses. Further, the learned Special Judge under TNPID Act, Madurai, is directed to dispose of the case in C.C.No.20 of 2010, as expeditiously as possible, preferably, within a period of three months from the date of receipt of a copy of this order.

Sd/-

Assistant Registrar(CO)

/True copy/

Sub Assistant Registrar

To

1. The Special Judge for TNPID Act Cases,
Madurai.

2. The Inspector of Police,
Economic offences Wing-II,
Dindigul,
Dindigul District.

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

4. N.Jeya Raman,
District Revenue Officer,
Collector Office Building,
Dindigul.

+1 CC to M/s.N.MOHIDEEN BASHA, Advocate, SR No. 78512

PJL

<https://hcmj.mysirg.gov.in/2017/2P/6C>

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30.11.2016