



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.04.2016

CORAM

THE HONOURABLE MR. JUSTICE P.N. PRAKASH

Cr1.OP (MD) No.5782 of 2016

WEB COPY

Kigsley

..Petitioner/Accused

Vs

1.The Superintendent of Police,
Thoothukudi District.2.The Inspector of Police,
Nazrath Police Station,
Thoothukudi District.

(Crime No.65 of 2013)

.. Respondent/Complainant

Prayer:- Criminal Original Petition filed under Section 482 Cr.P.C., to direct the Judicial Magistrate, Sathankulam, Thoothukudi District to dispose of C.C.No.111 of 2013 pending on his file within the time stipulated by this Court.

For Petitioners

:Mr.S.M.Lingeswaran

For Respondent

:Mrs.S.Prabha

Government Advocate (Cr1.Side)

O R D E R

This petition has been filed to direct the Judicial Magistrate Sathankulam, Thoothukudi District to dispose of C.C.No.111 of 2013 pending on his file within the time stipulated by this Court.

2. Heard the learned counsel for the petitioner and the learned Government Advocate (Cr1.Side) appearing for the State.

3. Taking into consideration the fact that the case is pending from the year 2013, this Court directs the trial Court to complete the trial in C.C.No.111 of 2013 within a period of six months from the date of receipt of a copy of this order, provided the accused co-operates with the trial Court by engaging an Advocate and cross-examine the witnesses on the date when they are examined in chief as held by the Honourable Supreme Court in **Vinod Kumar Vs. State of Punjab**, reported in **2015(1) MLJ 288(SC)**. If the accused adopts any dilatory tactics, it is open to the trial Court to remand hi to custody as per Section 309 Cr.P.C. and also as per the the decision laid down by the Honourable Supreme Court in **State of U.P. Vs. Sambhunath Singh** reported in **2001(4) SCC 667**.



4. With the above directions, this Criminal Original Petition is disposed of.

WEB COPY

/True copy/

Sd/-

Assistant Registrar(Crl.Side)

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

ssl

To

1.The Superintendent of Police,
Thoothukudi District.

2.The Inspector of Police,
Nazrath Police Station,Thoothukudi District.

3. The Judicial Magistrate, Sathankulam, Thoothukudi District.

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

+1 cc to Mr.A.Robinson, Advocate, SR No.22639

RG.JGB/SS/13.05.2016 2P.6C

Crl.OP No.5782 of 2016
22.04.2016