

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.10.2017

CORAM

THE HONOURABLE MR. JUSTICE M.S.RAMESH

Crl.O.P.No.5280 of 2017

1. T.G. Neelan
2. S.B.Murugesan

... Petitioners

Vs

1. The State. Rep by
The Inspector of Police,
R-1 Mambalam Police Station,
Chennai- 600 017.
(Crime No.1517 of 2015)
2. N.Govindarajan
(impleaded the second respondent
as per the order of this Court
dated 02.06.2017 in Crl.M.P.
No.6119 of 2017 in Crl.O.P.
No.5280 of 2017)

... Respondents

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C. to call for the records pertaining to the final order relating to the issue dated 26.08.2016 passed in Crl.M.P.No.1856 of 2015 in C.C.No.3839 of 2015 on the file of the XVII Metropolitan Magistrate, Court, Saidapet, Chennai and upon setting aside the same.

For Petitioners : Mr.S.Rajeswaran

For Respondents

R-1 : Mr.P.Govindarajan,
Additional Government Pleader
R-2 : Mr.A.Esakkiappan

O R D E R

The prayer in the present petition is to call for the records pertaining to the final order relating to the issue dated 26.08.2016 passed in Crl.M.P.No.1856 of 2015 in C.C.No.3839 of 2015 on the file of the XVII Metropolitan Magistrate, Court, Saidapet, Chennai and upon setting aside the same.

2. I do not find any infirmity in the order passed under section 91 Cr.P.C. It is now brought to my knowledge that the proceedings in CC. No. 3839 of 2015 is at the stage of concluding trial. While that being so, it would not be

appropriate to interfere with the order dated 26.08.2016 passed in CrI.M.P.No.1856 of 2015.

3. Hence the Criminal Original Petition stands dismissed. However, taking in view of the stage of the case, it would be appropriate to direct the learned XVII Metropolitan Magistrate, Saidapet, Chennai to expedite the trial in CC. No. 3839 of 2015 and complete the same within a period of four months from the receipt of copy of this order.

Sd/-
Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

aav/rts

To

1. The Presiding Officer,
The XVII Metropolitan Magistrate,
Saidapet, Chennai.
2. The Inspector of Police,
R-1 Mambalam Police Station,
Chennai- 600 017
3. The Public Prosecutor,
High Court, Madras.

+1 cc to Mr.S.Rajeswaran Advocate sr 72973
+1 cc to Mr.A.Esakkiappan Advocate sr 72972

CrI.O.P.No.5280 of 2017

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aa31/10/2017