



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Monday, the Twenty Seventh day of March Two Thousand Seventeen

PRESENT

The Hon`ble Mrs.Justice J.NISHA BANU

CRL MP(MD) No.12120 of 2016
IN
CRL OP(MD) No.9058 of 2015

P.DAVID PRABHAKARAN

... PETITIONER

Vs

1 THE INSPECTOR OF POLICE
NORTH POLICE STATION
THOOTHUKUDI DISTRICT.
(CRIME NO.296 OF 2015)

2 N.SHAJAHAN

... RESPONDENTS

Petition praying that in the circumstances stated therein and in the petition filed therewith the High Court will be pleased **to direct the respondent No.2 issue a fresh demand draft given to the petitioner by the 2nd respondent as the same had been expired based on the order of this Hon'ble Court in CRL OP(MD)No.9058/2015, dated: 23.09.2015.**

(prayer amended as per order of this Hon'ble Court made in CRL MP (MD)No.12318/2016 in CRL OP(MD)No.9058/2015 dated 14.12.2016 by AMBAJ)

Order : This petition coming on for orders upon perusing the petition filed in support thereof and upon hearing the arguments of M/S.F.DEEPAK, Advocate for the petitioner and of MRS.S.PRABHA, Government Advocate(Crl.Side), on behalf of the 1st Respondent and of M/S.N.MOHIDEEN BASHA, Advocate for the 2nd respondent, the court made the following order:-

Heard both sides and perused the materials available on record.



2. Considering the reasons set out in the affidavit filed in support of this petition, the second respondent is directed to issue fresh demand draft, as ordered by this Court in Crl.OP(MD)No.9058 of 2015 vide order, dated 23.09.2015, within a period of one week from the date on which the order copy made ready. Accordingly, this petition is allowed.

sd/-
27/03/2017

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

- 1 THE JUDICIAL MAGISTRATE NO.I, THOOTHUKUDI.
- 2 DO THRO THE CHIEF JUDICIAL MAGISTRATE,
TUTICORIN DISTRICT.
- 3 THE ADDL. PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 4 THE INSPECTOR OF POLICE
NORTH POLICE STATION, THOOTHUKUDI DISTRICT.

Pm
CSL/BS/SAR-II/06.04.2017 : 2P/5C

ORDER
IN
CRL MP (MD) No.12120 of 2016
IN
CRL OP (MD) No.9058 of 2015
Date : 27/03/2017