



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 03.11.2017

CORAM

THE HONOURABLE MR. JUSTICE M.DHANDAPANI

Cr1.O.P. (MD) No.4236 of 2011
and
M.P. (MD) No.1 of 2011

Tmy.B.Lalitha Bai Thankachy
The Correspondent,
V.K.P.Higher Secondary School,
Colochel Post,
Kanyakumari District.

... Petitioner/Accused

Vs.

A.Sree Kumaran Thampi

...Respondent/Complainant

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure, to call for the records relating to S.T.C.No.2592/2010 on the file of the District Munsif Cum-Judicial Magistrate at Eraniel and quash the same.

For Petitioner : Mr.M.Gnanagurunathan

For Respondent : M/s.J.Anandhavalli

O R D E R

This Criminal Original Petition has been filed to quash the proceeding in S.T.C.No.2592/2010, pending on the file of the District Munsif Cum-Judicial Magistrate at Eraniel.

2.Though the learned counsel for the petitioner raised several grounds for quashing the proceeding in STC.No.2592 of 2010, he submitted that it would suffice, if a direction is issued to the trial Court to complete the trial, within a time limit that may be stipulated by this Court and also to permit the petitioner to raise all the grounds raised in this petition before the trial Court.

3.In the light of the abovesaid submission of the learned counsel for the petitioner, this Court without going into the merits of the case, directs the learned District Munsif Cum-Judicial Magistrate at Eraniel, to complete the trial in S.T.C.No.2592/2010, within a period of three months from the date of receipt of a copy of this order and the personal appearance of the petitioner is dispensed with unless the learned Magistrate feels that his presence is required for disposal of the case.



4. With the above direction, this Criminal Original Petition is disposed of. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (Records)

/True copy/

Sub Assistant Registrar

To

1. The learned District Munsif
Cum-Judicial Magistrate,
Eraniel, Kanyakumari District.

2. - Do thro-Chief Judicial Magistrate, Nagercoil.

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

+1cc to M/s. J. ANANDHAVALLI, Advocate, SR. 85236

+1cc to Mr. M. GNANAGURUNATHAN, Advocate, SR. 85318

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RMK

KK/SV MMS/SAR 3/20.11.2017/ 2P- 6C