

THE HON'BLE SRI JUSTICE T.SUNIL CHOWDARY

CRIMINAL PETITION No.6175 of 2017

ORDER:

This petition is filed under Section 482 Cr.P.C. to quash the proceedings against the petitioner/accused in C.C.No.255 of 2015 on the file of the Court of the Judicial First Class Magistrate at Thorrur.

2. Heard the learned counsel for the petitioner.

3. A perusal of the record reveals that the petitioner/accused is facing trial in C.C.No.255 of 2015 for the offence punishable under Section 138 of the Negotiable Instruments Act, 1881. The petitioner herein filed Crl.M.P.No.665 of 2016 in C.C.No.255 of 2015, under Section 45 of the Indian Evidence Act, on the file of the Court of the Judicial First Class Magistrate at Thorrur and the same is pending.

4. At the time of hearing, the only relief sought by the learned counsel for the petitioner is to direct the trial Court to dispose of Crl.M.P.No.665 of 2016 in C.C.No.255 of 2015 as expeditiously as possible.

5. In view of the submission made by the learned counsel for the petitioner, this Court is not inclined to go into the merits of the main case.

6. Having regard to the facts and circumstances of the case and also the submission made by the learned counsel for the petitioner, the learned Judicial First Class Magistrate at Thorrur is hereby directed to dispose of Crl.M.P.No.665 of 2016 in C.C.No.255 of

2015, as expeditiously as possible, preferably within a period of two (2) months from the date of receipt of a copy of this order.

7. With the above direction, the Criminal Petition is disposed of. Consequently, Miscellaneous Petitions, if any, pending in this Criminal Petition shall stand closed.

T.SUNIL CHOWDARY, J

Date: 26.07.2017

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