

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.12.2018

CORAM

THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.30760 of 2005
and
W.P.M.P.No.33711 of 2005

Jayant Bhattacharjee

.. Petitioner

vs

Marshall Sons & Co.(Mfg.) Limited
33, Industrial Estate, Ambattur
Chennai - 600 058 and also at
3, Netaji Subash Road,
Kolkatta - 700 001

... Respondent

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorari, calling for the records connected with the Criminal Complaint in Case No.C/4725/05 dated 16.05.2005 on the file of the 11th Metropolitan Magistrate, Kolkata and quash the same.

For Petitioner : M/s.Iyer & Thomas

For Respondent : Mr.R.Venkatavaradan

O R D E R

The criminal complaint in Case No.C/4725/05 dated 16.05.2005 on the file of on the file of the 11th Metropolitan Magistrate, Kolkata is under challenge in the present writ petition.

2.The petitioner himself admits the fact that the criminal complaint was filed by the respondent before the learned Chief Metropolitan Magistrate at Kolkata. In view of the fact that the criminal case registered before the Magistrate Court at Kolkata, cannot be challenged before this Court for want of jurisdiction, the writ petition cannot be entertained. Accordingly, it is left open to the writ petitioner to redress his grievances before the competent Court of jurisdiction and thus, the writ petition

stands dismissed as not maintainable. However, there shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

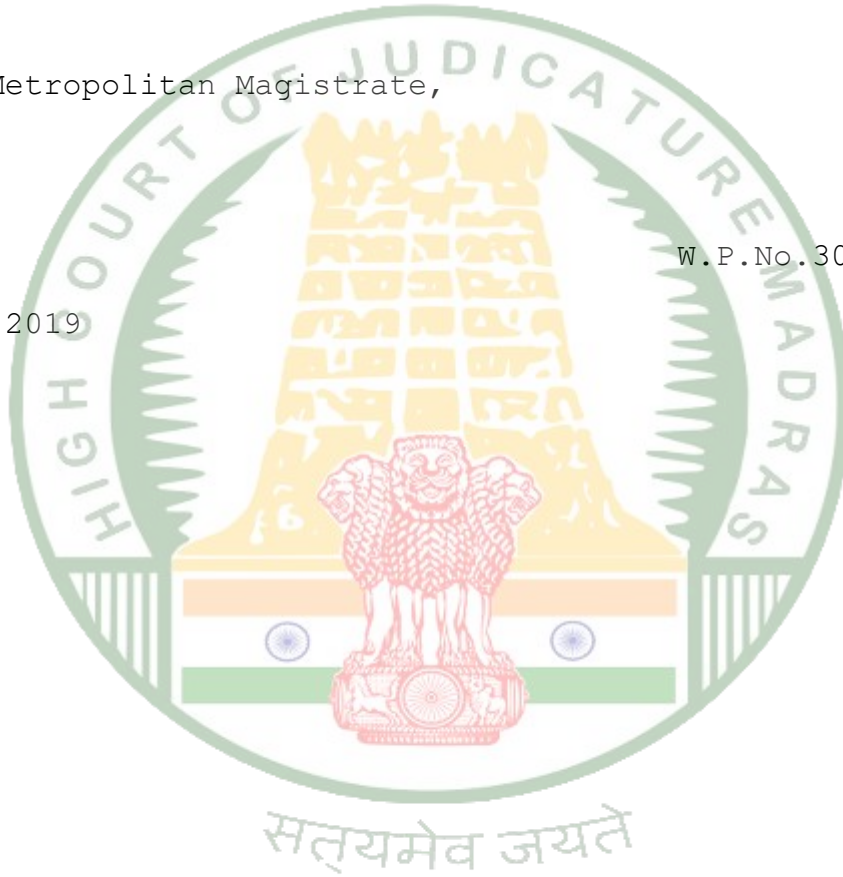
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To

The 11th Metropolitan Magistrate,
Kolkatta.

SSI (CO)
CSL/22.01.2019

W.P.No.30760 of 2005



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