

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED 20.12.2018
CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

CRL.O.P.No.19813 of 2018
AND CRL.M.P.No.10534 of 2018

D.Mahendiran

.. Petitioner

Vs

1.K.S.Lavanya

2.Minor Jitesh Kumar

Rep. by his natural guardian/Mother

K.S.Lavanya

.. Respondents

Criminal Original Petition filed under Section 482 Cr.P.C.,
praying to set aside the order dated 22.05.2018 in M.C. No. 14
of 2015 on the file of the Judicial Magistrate Court No.1,
Gobichettipalayam to the extent of marking photocopies Ex.P10
and P11.

For Petitioner : Mr.T.Nirmaleswar

For Respondents : Mr.N.Manokaran

O R D E R

When this Court was about to dismiss the case on merits,
learned counsel for the petitioner seeks permission of this
Court to withdraw this petition and he has also made an
endorsement to that effect.

2.It is seen that the impugned letters have been marked by
the trial Court, subject to objections as held by the Apex Court
in Bipin Shantilal Panchal vs. State of Gujarat and another
(2001) 3 SCC 1 and therefore, it is always open to the
petitioner to challenge the relevancy and admissibility, during
arguments.

3.In view of the endorsement made by the learned counsel for
the petitioner, this petition is dismissed as withdrawn, with
liberty to raise all the points before the trial Court.
Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

ssm/gya

To

1.The Judicial Magistrate No.I,
Gobichettipalayam.

2.The Chief Judicial Magistrate,
Erode.

+1cc to Mr.N.Manokaran, Advocate, S.R.No.89131

+1cc to Mr.T.Nirmaleswar, Advocate, S.R.No.89216

CRL.OP.No.19813 of 2018

GP (CO)

rrs 23/01/2019



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