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Crl.O.P.Nos.11363, 29579 & 29585/2018

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.07.2023

CORAM

THE HONOURABLE MR. JUSTICE V.SIVAGNANAM

Crl.O.P.Nos.11363, 29579 and 29585 of 2018 &
Crl.M.P.Nos.6610, 17385 & 17391 of 2018

1. P. Nagaraj

2. C.Duraisamy

.. Petitioners in Crl.O.P.No.11363/2021

D. Jagatheeswaran

.. Petitioner in Crl.O.P.No.29579 of 2018

R. Jothimani

.. Petitioner in Crl.O.P.No.29585 of 2018

Vs.

N. Kandhavel Gupta,
No.1, Bypass Road,
Kodumudi,
Erode District, Erode.

... Respondent in Crl.O.P.11363/2021

1. N. Kandhavel Guptha
2. V.P. Rathinasamy
3. P.K. Velusamy
4. D. Rajasampathkumar
5. K.M. Luio
6. P. Nagaraj
7. C. Panchanathan
8. R. Jothimani
9. C. Duraisamy
- 10.V.Kuppusamy



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11.M. Senthilkumar

.. Respondents in Crl.O.Ps.29579
& 29585/2018

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PRAYER in all OPs: Criminal Original Petitions filed under Section 482 of Cr.P.C., to call for the records in C.C.No.380 of 2011 on the file of the learned Judicial Magistrate-III, Erode and quash the same

For Petitioner in Crl.O.P.No.11363 of 2021 : Mr.T. Balaji
For petitioner in Crl.O.Ps.29579 & 29585/2018 : Mr.V.S.Kesavan

For Respondent in Crl.O.P.No.11363 of 2021 : No appearance.

For Respondents in Crl.O.P.29579 of 2018:R1- notice sent, none appeared
R2-to R11:not ready in notice

For Respondents in Crl.O.P. 29585/2018 : Mr.J.Selvarajan for R1
R2-to R11:not ready in notice

COMMON ORDER

These Criminal Original Petitions were filed to call for the records in C.C.No.380 of 2011 on the file of the learned Judicial Magistrate-III, Erode and quash the same

2. When the matters are taken up for hearing, the learned counsel appearing for the petitioner in Crl.O.P.No.29579 and 29585 of 2018



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submitted that all these Criminal Original Petitions are filed challenging the criminal proceedings pending in C.C.No.380 of 2011 on the file of Judicial Magistrate III, Erode. He further submitted that the private complaint filed by the respondents/complainants in C.C.No.380 of 2011 pending on the file of Judicial Magistrate Court No.III, Erode was dismissed for non prosecution under section 256(i) of Cr.P.C. and the accused were acquitted on 05.05.2023.

3. Recording the same, these Criminal Original petitions are closed with liberty to petitioner(s) in all the Criminal Original Petitions to approach the trial court, in the event of complaint in C.C.No.380 of 2011 being restored by the trial court in future. Consequently, the connected miscellaneous petitions are closed.

10.07.2023

msr



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V. SIVAGNANAM, J.

msr

To

1. The learned Judicial Magistrate-III, Erode.
2. The Public Prosecutor, Madras High Court.

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29585 of 2018 &
Crl.M.P.Nos.6610, 17385 &
17391 of 2018

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