



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 25.09.2018
CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

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Cr1.O.P. (MD) .No.10361 of 2014
and
M.P. (MD) Nos.1 and 2 of 2014

Sundar

...Petitioner/Sole Accused

Vs.

1.State represented by
The Deputy Superintendent of Police
District Crime Branch
Kanyakumari District at Nagercoil.

...1st Respondent/Complainant

2.S.L.Bright

..2nd Respondent/Defacto Complainant

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to call for the records in C.C.No.26 of 2014 on the file of the learned Judicial Magistrate No.I, Nagercoil and to quash the same.

For Petitioner : Mr.K.Prabhu
For R1 : Mr.V.Neelakandan
Additional Public Prosecutor
For R2 : Mr.F.Deepak

ORDER

This quash petition is filed to call for the records in C.C.No.26 of 2014 on the file of the learned Judicial Magistrate No.I, Nagercoil and to quash the same.

2.Heard the learned counsel appearing for the petitioner; the learned Additional Public Prosecutor appearing for the first respondent and the learned counsel appearing for the second respondent.

3.It is seen from the records that there is an incriminating material to attract the charges as against the petitioner. Therefore, this Court finds that there is no merit in the petition to quash the case in C.C.No.26 of 2014. Hence, this Court is of the view that the grounds raised in the petition have to be gone into in a full fledged trial. In view of the above, this criminal original petition is liable to be dismissed.



4. Accordingly, this criminal original petition is dismissed. Consequently, connected miscellaneous petitions are closed.

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/True Copy/

Sd/-
Assistant Registrar (AS)

Sub Assistant Registrar (CS-I)

To

1. The Deputy Superintendent of Police
District Crime Branch
Kanyakumari District
2. The Judicial Magistrate No. I,
Nagercoil.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1CC to Mr. F. Deepak, Advocate, SR.No. 86433
+1CC to Mr. K. Prabhu, Advocate, SR.No. 87113

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and
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MSA
ES/RP/SAR 1/30.10.2018/2P/6C