



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.10.2018

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P. (MD) .Nos.1245 & 1246 of 2015
and
MP (MD) .Nos.1,1,2 and 2 of 2015

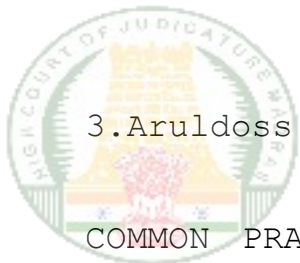
- 1.George
- 2.Josepha@Jose
- 3.Stephen
- 4.Rajeswaran @Rajasekar
- 5.Selvaraj
- 6.Santhosh
- 7.Manikandan
- 8.John Raj@John
- 9.Sanny
- 10.Rajan
- 11.Revi
- 12.Sasi
- 13.Pappa
- 14.Selvam@ Chellam
- 15.Mallika
- 16.Usha
- 17.Raja Sulochana @Sulochana
- 18.Ramani
- 19.Kala
- 20.Mary
- 21.Jiji@Jiju
- 22.Anil Kumar
- 23.Shalin Raj
- 24.Prasanth
- 25.Baby Saroja
- 26.Kamala Bai
- 27.Pushparaj
- 28.Rajan
- 29.Saji
- 30.Sujin

...Petitioners in both Crl.O.Ps.

Vs

- 1.The State represented through
The Inspector of Police
Kaliyakkavilai Police Station
Kanyakumari District

....1st Respondent/Complainant
in both Crl.O.Ps



3.Aruldoss

... 2nd Respondent/Defacto Complainant
in Crl.O.P(MD).No.1246 of 2015

COMMON PRAYER: These Criminal Original Petitions have been filed under Section 482 of Criminal Procedure Code, to call for the records relating to the Charge Sheet in P.R.C.Nos.50 and 51 of 2014 on the file of the Judicial Magistrate No.I, Kuzhithurai and quash the same.

For Petitioners : Mr.S.Kameswaran
in both the petitions

For R1 : Mr.A.P.G.Ohm Chairma Prabhu
Government Advocate (Crl.Side)
in both the petitions

C O M M O N O R D E R

These criminal original petition have been filed to call for the records relating to the Charge Sheet in P.R.C.Nos.50 and 51 of 2014 on the file of the Judicial Magistrate No.I, Kuzhithurai and quash the same.

2.Heard the learned counsel for the petitioners and the learned Government Advocate (Crl.Side) appearing for the first respondent.

3.Though the learned counsel for the petitioners raised several grounds for quashing the proceedings in P.R.C.Nos. 50 & 51 of 2014, he submitted that it would suffice, if a direction is issued to the trial Court to complete the trial within a time limit that may be stipulated by this Court and also to permit the petitioners to raise all the grounds raised in this petition before the trial Court. Further, he requested the appearance of the petitioners may be dispensed with before the Trial Court.

4.In the light of the above said submissions of the learned counsel appearing for the petitioners, this Court, without going into the merits of the case, directs the learned Judicial Magistrate No.I, Kuzhithurai to complete the trial in P.R.C.Nos. 50 and 51 of 2014, within a period of six months from the date of receipt of a copy of this order. The personal appearance of the petitioners before the trial Court is dispensed with, except the dates of hearing, on which, the learned Judicial Magistrate insisted upon the petitioners to appear before the Court.

5.Accordingly, these Criminal Original Petitions are dismissed. Consequently, connected Miscellaneous Petitions are closed.

Sd/
Assistant Registrar(CS-II)

/True copy/



To

1.The Judicial Magistrate No.I
Kuzhithurai

2.The Inspector of Police
Kaliyakkavilai Police Station
Kanyakumari District

3.The Additional Public Prosecutor
Madurai Bench of Madras High Court
Madurai

+2cc to Mr.S.Kameswaran, Advocate, SR.No. 90039,90040

CrI.O.P. (MD) .Nos.1245 & 1246 of 2015
and
MP (MD) .Nos.1,1,2 and 2 of 2015
10.10.2018

MSA

KK/RP/SAR-1/22.11.2018/3P-6C