



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.10.2018

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P. (MD) .No.12997 of 2015

and

M.P. (MD) .No.1 of 2015

K.Sivaganesan .. Petitioners/Accused No.1

Vs.

1.State rep. through
The Inspector of Police,
Batlagundu Police Station,
Dindigul District.
(Crime No.67 of 2015)

.. Respondent/Complainant

2.S.Rajakalishwaran .. 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.68 of 2015 on the file of the Learned Judicial Magistrate, Nilakottai and quash the same.

For Petitioner : Mr.M.Sheik Abdullah

For Respondent : Mr.APG.Ohm Chairma Prabhu

No.1 Government Advocate (Crl. Side)

O R D E R

This quash petition is filed to quash the proceedings in C.C.No.68 of 2015 on the file of the Learned Judicial Magistrate, Nilakottai.

2.The learned Government Advocate (Crl. Side) would submit that the trial has been commenced and PW1 to PW4 has been examined before the trial Court.

3.It is seen from the records that no ground is raised by the learned counsel for the petitioner to quash the criminal proceedings against him. The grounds raised in the petition have to be gone into in a full fledged trial. Moreover, trial has been commenced and PW1 to PW4 were examined. At this stage, this Court is of the view that this criminal original petition is liable to be dismissed.



4. Accordingly, this criminal original petition is dismissed. Consequently, connected miscellaneous petition is also dismissed.

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Sd/-
Assistant Registrar (CO)

/True Copy/

Sub Assistant Registrar (CS-II)

To

1. The Judicial Magistrate, Nilakottai.
2. The Chief Judicial Magistrate,
Dindigul.
3. The Inspector of Police,
Batlagundu Police Station, Dindigul District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

Cr1.O.P. (MD) .No.12997 of 2015

TM

SPSKN SAR2 24.12.2018 2P 5C