



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)No.1354 of 2015

and

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

- 1.Jeevanayagam Raja
- 2.Christopher
- 3.Panneer Selvam
- 4.Joseph
- 5.Vignesh

.. Petitioners/Accused Nos. 1 to 5

Vs.

- 1.The State represented by its
Inspector of Police
Kadampur Police Station
Tuticorin District

...1st Respondent/Complainant

- 2.E.Samuel

...2nd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure, to call for the records in S.T.C.No.1515 of 2014 on the file of the Judicial Magistrate Court No.II, Kovilpatti, Tuticorin District and quash the entire proceedings.

For Petitioners : Mr.P.Subbaraj

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

For R2 : S.Baskar Mathuram

O R D E R

This Criminal Original Petition has been filed to call for the records in S.T.C.No.1515 of 2014 on the file of the Judicial Magistrate Court No.II, Kovilpatti, Tuticorin District and quash the entire proceedings.

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



3. It is seen from the records that the grounds raised in the petition have to be gone into in a full fledged trial. Moreover, trial has been commenced. Therefore, 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, the connected miscellaneous petition is closed. However, 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.

Sd/-

Assistant Registrar (ADI)

// True Copy //

Sub Assistant Registrar (CS-IV)

To

1. The Judicial Magistrate No. II
Kovilpatti, Thoothukudi District
2. The Inspector of Police
Kadampur Police Station
Tuticorin District

COPY TO

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

+1 CC To MR.P.SUBBARAJ, Advocate SR. NO. 90267

Cr1.O.P. (MD) No. 1354 of 2015
and
M.P (MD) .No. 1 of 2015
10.10.2018

MSA

TR/RP/SAR-IV(09.11.2018) 2P 5C