



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 11.10.2018

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Cr1.O.P.(MD).No.1483 of 2015

and

M.P.(MD) Nos.1 and 2 of 2015

M.K.Bright Prakash  
Managing Director,  
Omega Bio Crop Science,  
Vadapalani,  
Chennai.

..Petitioner

Vs.

Global Bio Cro, rep. by its  
Proprietor A.Joseph John Raja,  
28/1C North Bye Pass Road,  
Melakarai, Thachanallur,  
Thirunelveli District.

..Respondent

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to transfer the case in C.C.No.33 of 2014 on the file of the Judicial Magistrate, Valliyoor to V Metropolitan Magistrate, Egmore, Chennai.

For Petitioner : Mr.K.Neelamegam

### O R D E R

This petition is filed for transfer of the case in C.C.No.33 of 2014 on the file of the Judicial Magistrate, Valliyoor to V Metropolitan Magistrate, Egmore, Chennai.

2.The learned counsel appearing for the petitioner contended that the cheque was drawn within the jurisdiction of V metropolitan Magistrate, Egmore, Chennai. Further, he would contend that the Distributor Agreement dated 22.08.2013 entered between the petitioner and the complainant was executed at Chennai. Therefore, the entire jurisdiction falls within the jurisdiction of V Metropolitan Magistrate, Egmore, Chennai.

3.Now, the decision is changed in view of the judgment of the hon ble Supreme Court of India. The present complaint has been filed, where the cheque was presented by the respondent/complainant.



Therefore, the respondent/complainant has jurisdiction to file the complaint before the Judicial Magistrate, Valliyoor.

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

WEB COPY

Sd/-

Assistant Registrar (WRITS)

/True Copy/

Sub Assistant Registrar (CS-IV)

To

1. The Judicial Magistrate, Valliyoor.

2. The Chief Judicial Magistrate, Tirunelveli.

**Copy To:**

The Section Officer,  
Criminal Section,  
Madurai Bench of Madras High Court,  
Madurai. **(2 copies)**

Arul

DS RP SAR4 06 12 2018 2P 5C

Cr1.O.P. (MD) .No.1483 of 2015  
and  
M.P. (MD) Nos.1 and 2 of 2015  
12.10.2018