



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 25.10.2018

CORAM:

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THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.(MD).No.16125 of 2015
and
M.P.(MD).Nos.1 & 2 of 2015

R.B.Rajakrishnan .. Petitioner/Sole Accused

Vs.

1.The Inspector of Police,
Tirunelveli Town Police Station,
Tirunelveli District.
(Crime No.105 of 2015)

.. Respondent/Complainant

2.Mr.Mohammed Ismail

.. Respondent/Defacto Complainant

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to call for the records pertaining to the Charge Sheet in C.C.No.87 of 2015 on the file of the Learned Judicial Magistrate No.IV, Tirunelveli in Crime No.105 of 2015, dated 23.02.2015 U/s. 294(b), 353, 342, 506(I) of IPC on the file of the Respondent No.1 and quash the same as illegal.

For Petitioners : Mr.T.Lajapathi Roy
For Respondents : Mr.A.P.G.Ohm Chairma Prabhu for R1
Government Advocate (Crl. Side)
Mr.C.Jawahar Ravindran for R2

O R D E R

This petition has been filed to quash the charge sheet in C.C.No.87 of 2015 on the file of the Learned Judicial Magistrate No.IV, Tirunelveli.

2.The learned Government Advocate (Crl. Side) would submit that the trial has been commenced and PW1 to PW7 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 PW7 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 petitions are also dismissed.

Sd/-
Assistant Registrar (CO)

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/True Copy/

Sub Assistant Registrar(cs-III)

To

1. The Judicial Magistrate No.IV, Tirunelveli.

2. The Inspector of Police,
Tirunelveli Town Police Station,
Tirunelveli District.

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

- 1 CC TO Mr.C.Jawahar Ravindran, ADVOCATE IN SR No.92639.
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- TM
- DS RSK SAR3 13 12 2018 2P 5C

Cr1.O.P.(MD).No.16125 of 2015