



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 25.10.2018

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P. (MD) .No.16858 of 2015
and
M.P. (MD) .Nos.1 & 2 of 2015

Rajagopal

.. Petitioner/Accused No.1

Vs.

1. State rep. by Inspector of Police,
Virudhunagar East Police Station,
Virudhunagar District.
(Crime No.86 of 2013)

.. 1st Respondent/Complainant

2. Mookan

.. 2nd Respondent/Defacto Complainant

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to call for the records in S.T.C.No. 430 of 2014 on the file of Judicial Magistrate Court No.II, Virudhunagar and quash the same as illegal arbitrary and violation of principles of law.

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

O R D E R

This petition has been filed to quash the proceedings in S.T.C.No. 430 of 2014 on the file of Judicial Magistrate Court No.II, Virudhunagar.

2.The learned Government Advocate (Crl. Side) would submit that the trial has been commenced and PW1 to PW5 were 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 PW5 were examined. At this stage, this Court is of the view that this criminal original petition is liable to be dismissed.



WEB COPY

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

Sd/-
Assistant Registrar (AS)

/True Copy/

Sub Assistant Registrar (CS-III)

To

1. The Judicial Magistrate No.II,
Virudhunagar.
2. The Inspector of Police,
Virudhunagar East Police Station,
Virudhunagar District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+ 1 CC TO Mr.M.JOTHI BASU, ADVOCATE IN SR No. 92405

TM

TE/PM/SAR-3 : 19/11/2018 : 2P/5C

Cr1.O.P. (MD) .No.16858 of 2015
25.10.2018