



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 28.06.2018

WEB COPY

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl.O.P. (MD) No.17577 of 2017

and

M.P. (MD) Nos.11507 & 11508 of 2017

1.R.Jayakumar Jayaraj
2.S.Samuvelraj
3.G.K.Nobuly Samuvel
4.D.J.Gunaseelan
5.T.Selvakumar
6.T.Gurupatham

: Petitioners

Vs .

1. State represented by
The Sub Divisional Magistrate and
Deputy Commissioner of Police,
(Law and Order Court),
Tirunelveli City,
Tirunelveli District.

2. The Inspector of Police,
Palayamkottai Police Station,
Cr.No.740 of 2017,
Tirunelveli District.

: Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure, praying to admit this quash petition on file, to call for the records in E.M.C.No.239 of 2017, on the file of the Executive Magistrate and Deputy Commissioner of Police Law and Order Court, Tirunelveli City, Tirunelveli District and quash the same.

For Petitioners : Mr.V.Kathirvelu
Senior Counsel
for Mr.K.Prabhu

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

O R D E R

The petitioners herein question the issuance of the notice



dated 31.10.2017, calling upon the petitioners to show cause as to why they should not be directed to execute a bond for a sum of Rs.50,000/-, for a period of one year.

2. Though, a number of contentions have been raised, the learned Counsel appearing for the petitioner would submit that the proceedings are liable to be terminated on the short ground that the statutory period of six months has already lapsed.

3. This Criminal Original Petition was filed in December 2017. No interim order was granted by this court. But, the fact remains that more than six months have lapsed since the issuance of the impugned notice. Therefore, on this short ground, the proceedings are liable to be terminated. The first respondent is directed to terminate the impugned proceedings forthwith.

4. This Criminal Original Petition stands allowed, accordingly. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar (CO)

/True Copy/

Sub Assistant Registrar (CS-II)

To

1. The Executive Magistrate and
Deputy Commissioner of Police,
Law and Order Court,
Tirunelveli City, Tirunelveli District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+ 1 CC TO Mr.K.PRABHU, ADVOCATE IN SR No. 70280

MR
TE/RP/SAR-2 : 26/07/2018 : 2P/4C

Cr1.O.P. (MD) No.17577 of 2017
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