



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 29.10.2018
CORAM
THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

CrI.O.P. (MD) No.23713 of 2016
and

CrI.M.P. (MD) Nos.12509 and 12510 of 2016

S.V.Viswanathan

... Petitioner / Accused

Vs.

Syed Mohamed

... Respondent / Complainant

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C., praying to call for the records relating to the private complaint in S.T.C.No.2284 of 2016 on the file of the Judicial Magistrate, Thirupputtur and quash the same.

For Petitioner : Mr.V.Kannan

For Respondent : Mr.S.Asaithambi

ORDER

This Criminal Original Petition has been filed, seeking to quash the proceedings in S.T.C.No.2284 of 2016, pending on the file of the learned Judicial Magistrate, Thirupputtur.

2.This petition has been filed only on the ground that the respondent has stolen a cheque, belonging to the petitioner and has misused the same. Surprisingly, the cheque is said to have been stolen in the year 2013 and the complaint was given in the year 2016. In any case, it is factual issue, which can be considered by the Court below only in the course of proceedings. No ground has been made out by the petitioner in this petition.

3.In the result, this Criminal Original Petition is dismissed. The Court below is directed to complete the proceedings, within a period of three months from the date of receipt of a copy of this order. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CS-I)

/True Copy/

Sub Assistant Registrar(CS-III)

To:

The Judicial Magistrate, Thirupputtur.

+1CC to Mr.S.Asaithambi, Advocate, SR.No. 92816

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