



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 16.11.2018

Coram:
THE HONOURABLE MR.JUSTICE P.VELMURUGAN

Cr1.R.C(MD).No.555 of 2018

WEB COPY

N. Kumaravel

.. Petitioner/Petitioner

-Vs-

The State of Tamil Nadu,
rep. by The Inspector of Police,
Tallakulam Police Station,
Madurai City.
(Crime No. 1085/2018)

... Respondent / complainant

Prayer: This Criminal Revision Case is filed under Section 397 r/w. 401 Cr.P.C., to call for the records of the learned Judicial Magistrate No.II, Madurai in Cr.M.P.No.3045 of 2018, dated 01.08.2018 and set aside the same and further direct the learned Judicial Magistrate No.II, Madurai to grant interim custody of the amounts to the petitioner.

For Petitioner

: Mr. B. Sudha Sathyananth

For Respondent

: Mr.A.P.G. Ohm Chairma Prabhu

Government Advocate (Cr1. Side)

ORDER

This Criminal Revision Case is filed to call for the records of the learned Judicial Magistrate No.II, Madurai in Cr.M.P.No.3045 of 2018, dated 01.08.2018 and set aside the same and further direct the learned Judicial Magistrate No.II, Madurai to grant interim custody of the amounts to the petitioner.

2. When the matter was taken up for hearing, the learned Government Advocate (Cr1. Side) appearing for the respondent Police submitted that the investigation of the case is pending and the Charge Sheet is yet to be filed.

3. In view of the above submission, this Court is of the view that during the pendency of the investigation, the petition under Section 451 Cr.P.C., is not maintainable.

4. In the result, this Criminal Revision Case is disposed of.

Sd/-

Assistant Registrar(CO)

/True Copy/



To

1.The Judicial Magistrate No.II,
Madurai.

2.The Inspector of Police,
Tallakulam Police Station,
Madurai City.

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

+1CC to Mr. B. Sudha Sathyananth, Advocate, SR.No.96186

Cr1.R.C (MD) .No.555 of 2018
16.11.2018

TRP

ES/SKN/RSK/SAR 2/13.12.2018/2P/5C