



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.02.2018

CORAM:

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

W.P.(MD)No.23329 of 2016

and

W.M.P.(MD)Nos.16753 and 16754 of 2016

K.R.Periya Karuppan

: Petitioner

-Vs-

1.The Principal Secretary to Government,
Public (SC) Department,
Government of Tamil Nadu,
Fort St. George,
Chennai-600 009.

2.The Director of Vigilance & Anti Corruption,
Department of Vigilance & Anti Corruption,
Raja Annamalaipuram, Chennai.

3.Thiru.S.R.Rajendra Sethupathy,
The Assistant Public Prosecutor Grade-I,
Now working under the Special Judge
For Prevention of Corruption Act Cases,
Sivagangai.

: Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Certiorari, to call for the records relating to the impugned order of the first respondent in G.O.Ms.No.698 Public (SC) Department, dated 11.07.2013 and quash the same insofar as the petitioner is concerned.

For Petitioner : Mr.M.Dinesh,

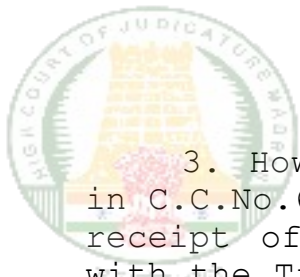
For M/s.Veera Associates

For Respondents 1&2 : Mr.C.Mayil Vahana Rajendran,
Additional Public Prosecutor

O R D E R

The learned counsel for the petitioner sought permission of this Court to withdraw this Writ Petition and he has also made an endorsement to that effect.

2. In view of the endorsement made by the learned counsel for the petitioner, this Writ Petition is dismissed as withdrawn. No costs. Consequently, the connected miscellaneous petitions are closed.



3. However, the Trial Court is directed to complete the trial in C.C.No.68 of 2014, within a period of six months from the date of receipt of a copy of this order, provided the accused co-operate with the Trial Court by cross-examining the prosecution witnesses on the day they are examined in chief, as held by the Hon'ble Supreme Court in Vinod Kumar vs. State of Punjab reported in 2015 (1) Scale 542, without adopting dilatory tactics. If any of the accused absconds, a fresh First Information Report can be registered against him/her under Section 229-A of the Indian Penal Code. If the accused adopt any dilatory tactics, it is open to the Trial Court to remand the accused to custody, in the light of the law laid down by the Supreme Court in State of U.P. vs. Shambhu Nath Singh reported in 2001(4) SCC 667.

Sd/-

Assistant Registrar(C.O.)

/True Copy/

Sub Assistant Registrar

To

- 1.The Principal Secretary to Government,
Public (SC) Department,
Government of Tamil Nadu,
Fort St. George,
Chennai-600 009.
- 2.The Director of Vigilance & Anti Corruption,
Department of Vigilance & Anti Corruption,
Raja Annamalaipuram, Chennai.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1CC to Mr.N.C.Askhok Kumar, Advocate, SR.No. 46087
+1CC to M/s.Veera Associates, SR.No. 46242
+1CC to the Special Government Pleader SR.No.46142

Order made in
W.P.(MD)No.23329 of 2016
Dated: 02.02.2018

SML

AM/KK/SAR 2/20.02.2018/2P/7C