



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:18.06.2018

CORAM :

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

CRL.OP (MD)No.11200 of 2013

and

M.P (MD) .No.2 of 2013

Dr.S.Sivasamy

... Petitioner/Accused

Vs.

State represented by the
Drugs Inspector
Pudukkottai Range incharge
Office of the Drugs Inspector
1093, Kannadasan Salai
Rajagopalapuram Post
Pudukkottai 622 003

... Respondent/Complainant

Prayer: This Criminal Original Petition has been filed under Section 482 of the Code of Criminal Procedure, to call for the records relating to S.T.C.No.195 of 2013 pending on the file of the learned Judicial Magistrate, Aranthangi against the petitioner/accused and quash the same as illegal and arbitrary.

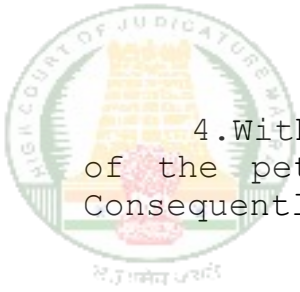
For Petitioner : Mr.R.Sevugaraja
For Respondent : Mr. A.Robinson
Government Advocate (Crl.Side)

ORDER

The petitioner has filed this criminal original petition for quashing the proceedings in S.T.C.No.195 of 2013 on the file of the learned Judicial Magistrate, Aranthangi.

2.The petitioner has not made out any case for quashing the impugned proceedings under the provision of Drugs and Cosmetics Act, 1940. The petitioner is an aged person. It is not in dispute that the petitioner is duly qualified. But, the grounds raised for quashing are to be raised during the regular trial.

3.This Court directs that the trial magistrate shall insist on the appearance of the petitioner herein only for answering the charges and at the time of examination under Section 313 of Cr.PC and at the time of pronouncing judgement. Except the aforesaid occasions, on other hearing dates the petitioner can be permitted to be represented through counsel.



4. With this relief of dispensing with the personal appearance of the petitioner, this Criminal Original Petition is dismissed. Consequently, the connected miscellaneous petition is closed.

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Sd/-

Assistant Registrar (P&A)

/True Copy/

Sub Assistant Registrar

To

1. The Judicial Magistrate,
Aranthangi.
2. The Drugs Inspector,
Pudukkottai Range incharge,
Office of the Drugs Inspector,
1093, Kannadasan Salai,
Rajagopalapuram Post,
Pudukkottai 622 003.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+ 1 CC TO Mr.R.SEVUGARAJA, ADVOCATE IN SR No. 68957

MSA

TE/JC/SAR-3 : 28/06/2018 : 2P/5C

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M.P(MD) .No.2 of 2013
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