



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 11.04.2018

CORAM

WEB COPY

THE HONOURABLE MR. JUSTICE G.R.SWAMINATHAN

Crl.O.P. (MD) No.12762 of 2013 and
M.P (MD) .Nos.1 and 2 of 2013

R.Kanagaraj

... Petitioner/Accused

Vs.

Thangavelu

... Respondent/Complainant

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure, to call for the records in C.C.No.2923 of 2012 on the file of the Judicial Magistrate, Eraniel and to quash the same.

For Petitioner : Mr.S.C.Herold Singh
For Respondent : Mr.T.Arul

ORDER

This Criminal Original Petition has been filed for quashing the complaint filed by the respondent herein under Section 138 of Negotiable Instruments Act, before the learned Judicial Magistrate, Eraniel in C.C.No.2923 of 2012.

2.Heard both sides.

3.The grounds raised in this quash petition can very well be urged by the petitioner before the trial Magistrate. Considering the fact that the petitioner is a senior citizen, the relief of dispensing with the personal appearance of petitioner is granted. However, the petitioner shall appear before the trial Court as and when required.

4.With the above relief in respect of personal appearance, this Criminal Original Petition is disposed of. Consequently, the connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar (W)

/True Copy/



To

The Judicial Magistrate,
Eraniel.

+ 1 CC TO Mr.T.ARUL, ADVOCATE IN SR No. 61260

MSA

TE/JC/SAR-2 : 27/04/2018 : 2P/3C

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