



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 02.03.2018

CORAM

THE HONOURABLE MR. JUSTICE R. PONGIAPPAN

Cr1.O.P. (MD) No.16602 of 2013

and

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

1.Seyadu Ali

2.Behin Ali

... Petitioners / Accused Nos. 1 & 3

Vs.

1.The State

represented by its Inspector of Police,

Eraniel Police Station,

Kanyakumari District.

(Crime No.1259 of 2001)

... 1st Respondent/Complainant

2.Suseela

... 2nd Respondent/

Defacto complainant

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure, to call for the records in S.C.No.132 of 2012 on the file of the Subordinate Court, Padmanabhapuram and to quash the same in Crime No.1259 of 2001 on the file of the Eraniel Police Station, Kanyakumari District.

For Petitioners : Mr.S.C.Herold Singh

For R1

: Mr.A.Robinson

Government Advocate (Criminal Side)

For R2

: No appearance

ORDER

This Criminal Original Petition has been filed to quash the proceedings relating to the charge sheet in S.C.No.132 of 2012, on the file of the Subordinate Court, Padmanabhapuram.

2.Though the learned counsel for the petitioners raised several grounds for quashing the charge sheet filed by the 1st respondent Law Enforcing Agency, he submitted that it would suffice, if a direction is issued to the trial Court to complete the trial within a time limit that may be stipulated by this Court and also to permit the petitioners to raise all the grounds raised in this petition before the trial Court.



3.I have heard the learned Government Advocate (Criminal Side) appearing for the first respondent, who has also conceded the request of the learned counsel for the petitioners.

4.In the light of the above said submission of the learned counsel for the petitioners, this Court without going into the merits of the case, directs the Subordinate Court, Padmanabhapuram, to complete the trial in S.C.No.132 of 2012, within a period of three months from the date of receipt of a copy of this order.

5.With the above directions, this Criminal Original Petition is disposed of. Consequently, the connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(CS-II)

/True copy/

Sub Assistant Registrar

To

1.The Subordinate Judge,
Padmanabhapuram.

2.The Inspector of Police,
Eraniel Police Station,
Kanyakumari District.

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

+1CC TO M/S.S.C.HEROLD SINGH, ADVOCATE, SR NO.52691

Cr1.O.P.(MD)No.16602 of 2013

02.03.2018

Ls

MS/GT/SAR-2/16.03.2018/2P.5C