



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.06.2018

CORAM

THE HONOURABLE MR. JUSTICE G.R.SWAMINATHAN

Cr1.O.P. (MD) No.21585 of 2013

and

M.P (MD).No.1 of 2013

1.Mohamed Meeran

2.Rahamathulla

... Petitioners

Vs.

1. State through

The Sub Inspector of Police,

Cumbum North Police Station,

Theni District.

.. 1st respondent/complainant

2. Mohammed Sidhiq .. 2nd respondent/defacto complainant

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure, to call for the records relating to the charge sheet filed in C.C.No.2 of 2008 on the file of District Munsif cum Judicial Magistrate, Bodinayakkanur and quash the same.

For Petitioner : Ms.K.Abiya

For Respondent 1 : Mr.A.Robinson,
Government Advocate.
(Criminal side)

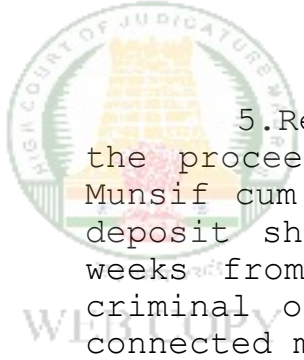
ORDER

The petitioner has come forward with this petition seeking to quash the charge sheet filed in C.C.No.2 of 2008 on the file of the District Munsif cum Judicial Magistrate, Bodinayakkanur.

2.Heard both sides.

3.The petitioners are facing trial in C.C.No.2 of 2008 on the file of the District Munsif cum Judicial Magistrate, Bodinayakanur. The second respondent Mohammed Sidhiq is the defacto complainant. According to him, the value of the property damaged by the petitioners is Rs.2,000/-

4.The learned counsel for the petitioners on instructions of the petitioners submitted that the petitioners shall deposit the amount of Rs.2,000/- to the credit of the C.C.No.2 of 2008 on the file of the District Munsif Cum Judicial Magistrate, Bodiyanakanur. It is open to the defacto complainant to withdraw the said amount on such deposit being made by the petitioners.



5. Recording the said undertaking given by the petitioners, the proceedings in C.C.No.2 of 2008 on the file of the District Munsif cum Judicial Magistrate, Bodinayakanur, stands quashed. Such deposit shall be made by the petitioners within a period of two weeks from the date of receipt of a copy of this Order. This criminal original petition is accordingly allowed. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar (CS-III)

/True Copy/

Sub Assistant Registrar

To

1. The Sub Inspector of Police,
Cumbum North Police Station,
Theni District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1CC to Ms.K.Abiya, Advocate, SR.No.67809

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TM
ES/JC/SAR 3/26.06.2018/2P/4C