



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.04.2018

CORAM:

WEB COPY

**THE HON'BLE MR.JUSTICE G.R.SWAMINATHAN**

CRL.O.P.(MD)No.6579 of 2013

and

MP(MD)No.1 of 2013

M.Subburaj ... Petitioner / Sole Accused

-vs-

1. State through  
The Inspector of Police,  
Y.Othakadai Police Station,  
Madurai District. ... Respondent/ Complainant
2. The Village Administrative Officer,  
Kadhakkinaru,  
Pappankulam Group B,  
New Thamaraipatti,  
Madurai North Taluk,  
Madurai District. ...2<sup>nd</sup> Respondent/ Defacto  
Complainant

Prayer: Criminal Original petition is filed under Section 482 of Criminal Procedure Code, to call for the records in Crime No.622 of 2012 on the file of the first respondent police and quash the same.

For Petitioner : Mr.P.T.Ramesh Raja  
for Mr.M.Saravanan

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

### ORDER

The petitioner had dealt with a land that is classified as Manthai Poramboke. As the land is communal in nature, it cannot be subject matter of any transaction or sale and any person dealing with such a land against the law. The question of invoking the inherent power does not arise at all in such a case.



2. Accordingly, this Criminal Original Petition stands dismissed. Consequently, connected miscellaneous petition is closed.

Sd/-  
Assistant Registrar (CS-II)

/True Copy/

Sub Assistant Registrar

To

1. The Inspector of Police,  
Y.Othakadai Police Station,  
Madurai District.
2. The Village Administrative Officer,  
Kadhakkinaru, Pappankulam Group B,  
New Thamaraipatti, Madurai North Taluk,  
Madurai District.
3. The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.

+1CC to Mr.M.Saravanan, Advocate SR.No.60674.

DAS

DS/JC/SAR-2 :07.05.2018: 2P/5C

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