

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.12.2019

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

CrI.O.P.No.17039 of 2011 &  
M.P.No.1 of 2011

1. M/s.Murugakadavul & Co.,  
290/15, Alangulam Road,  
Chatrapatti-626 102  
Virudhunagar District,  
Rep. by its Partner  
A.Marimuthu

2. A.Marimuthu  
Partner & Power of Attorney Holder,  
M/s.Murugakadavul & Co.,  
290/15, Alangulam Road,  
Chatrapatti, Virudhunagar District.

... Petitioners/Accused 1 & 2

Vs.

The State of Tamilnadu  
Rep. by Drugs Inspector,  
Thiruvottiyur Range,  
Thiruvallur Range i/c,  
Office of Assistant Director of Drugs Control,  
Thiruvallur Zone,  
201, Jawaharlal Nehru Road,  
Thiruvallur - 602 001.

... Respondent/Defacto Complainant

Petition filed under Section 482 of Cr.P.C. to call for the records in C.C.No.4 of 2011 on the file of the Learned Chief Judicial Magistrate, Thiruvallur and quash the same.

For Petitioners: Mr.Silambarasan, Senior Counsel  
For Profexs Associates

For Respondent : Mr.V.Saradha Devi  
Government Advocate

O R D E R

This Criminal Original Petition has been filed to call for the records in C.C.No.4 of 2011 on the file of the Learned Chief Judicial Magistrate, Thiruvallur and to quash the same.

2. The learned counsel appearing for the petitioners would submit that without going into the merits of the case, it would suffice, if this Court issues direction to the Trial Court to expedite the trial and complete the same as early as possible. He would further submit that the appearance of the petitioners before the Trial Court may be dispensed with and would further submit that the petitioners are ready to appear as and when necessary arise.

3. The learned counsel appearing for the respondent concede to the request made by the learned counsel appearing for the petitioners.

4. In view of the above, this Court directs the learned Chief Judicial Magistrate, Thiruvallur, to expedite the trial in C.C.No.4 of 2011 and complete the same as early as possible. The appearance of the petitioners before the Trial Court is dispensed with. However, this order will not stand on the way of the Trial Court to insist for the appearance of the petitioners for receiving copies under Section 207 of Cr.P.C., framing of charges, questioning under Section 313 of Cr.P.C. and judgment and as and when the Trial Court feels it necessary.

5. With the above directions, this criminal original petition is disposed of. Consequently, connected miscellaneous petition is closed.

s/d-

Assistant Registrar (CS-III)

True Copy

Sub-Assistant Registrar

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To

1. The Chief Judicial Magistrate,  
Thiruvallur.

2 The Public Prosecutor,  
High Court of Madras,  
Chennai 600 104.

+1 CC to M/s. Silambanan Associates sr 105234.

Cr1.O.P.No.17039 of 2011

and

M.P.No.1 of 2011

BS (CO)

SP(31/01/2020)