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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.08.2019

CORAM

THE HONOURABLE MR.JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.5824 of 2013
and
M.P.Nos.1 & 2 of 2013

L.Sekar ... Petitioner/Accused No.1
Vs.

1.State represented by
The Inspector of Police,
Uthukuli Police Station,
Uthukuli,
Tiruppur District,
Crime No.1092 of 2011. ...
Respondent/Complainant

2.C.Maheshwari ... Respondent/Defacto-
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.555 of 2012 pending on the file of the learned Judicial Magistrate, Avinashi in Cr.No.1092 of 2011 on the file of the first respondent and quash the same.

For Petitioner : No appearance

For R1 : Mrs.S.Thankira,
Government Advocate [Crl. Side]

O R D E R

Criminal Original Petition is filed to call for the records in C.C.No.555 of 2012 pending on the file of the learned Judicial Magistrate, Avinashi in Cr.No.1092 of 2011 on the file of the first respondent and quash the same.

2.Heard, the learned Government Advocate [Crl. Side] appearing for the first respondent. No representation for the petitioner.



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3.The petitioner is A1 in C.C.No.555 of 2012 has filed this quash petition. The first respondent herein had filed the charge sheet for offence under Section 392 IPC against the petitioner and another before the Judicial Magistrate Court, Avinashi.

4.The learned Government Advocate [Crl. Side] submits that in this case trial has commenced, out of 15 witnesses 9 witness have been examined. She further submits that the petitioner has got ten previous case of similar in nature.

5.The learned Government Advocate [Crl. Side] further submitted that the respondent police undertakes to complete the trial within a time bound manner by producing the witnesses, since the case is pending from the year 2012.

6.Considering the above said submission, this Court directs the trial Court to complete the trial within a period of four months from the date of receipt of a copy of this order.

7.Accordingly, this Criminal Original Petition stands disposed of. Consequently, the connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar (CS-V)

//True copy//

Sub Assistant Registrar

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To

1.The Judicial Magistrate, Avinashi.

2.The Inspector of Police,
Uthukuli Police Station,
Uthukuli, Tiruppur District,

3.The Public Prosecutor, High Court, Madras.

4. The Chief Judicial Magistrate, Coimbatore.

Crl.O.P.No.5824 of 2013

RV (CO)
GMY (29/08/2019)