

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.06.2019

CORAM :

THE HONOURABLE MR. JUSTICE N.ANAND VENKATESH

Cr1.O.P.No.7705 of 2018
and
Cr1.M.P.No.3976 of 2018

S.Krishnamoorthi
Proprietor krishna Agency
No.20 Deputy Registrar(CJ conf) Thottam,
Nathakadaiyur Post,
Kangayam Taluk
Tiruppur District .. Petitioner/Accused
Vs.

The Tiruchengode Agricultural Producers
Co-operative Marketing Society Ltd., S.351,
Rep. by its Authorized and
Approved Person,
General Manager Incharge
P.Mathaiyan .. Respondent/Complainant

Criminal Original Petition filed under Section 482 of
Cr.P.C. to set aside the order dated 27.02.2018 passed in
C.M.P.No.824 of 2018 in S.T.C.No.218 of 2012 on the file
of the Fast Track Judicial Magistrate, Tiruchengode,
Namakkal District.

For Petitioner : Mr.C.Prakasam

For Respondent : Mr.B.Singaravelu

ORDER

This petition has been filed challenging the order
passed by the Court below partly allowing the application
filed by the petitioner under Section 91 of Cr.P.C.

2.The petitioner is facing proceedings before the
Court below under Section 138 of Negotiable Instruments
Act initiated by the respondent. The proceedings were
initiated in the year 2012 and it is pending till date.

3.Heard the learned counsel appearing for the
petitioner and the learned counsel appearing on behalf of
the respondent.

4.This Court does not find any illegality or
infirmary in the order passed by the Court below and there
are no grounds to interfere with the same.

5.In the result, this Criminal Original Petition is dismissed and the Court below is directed to complete the proceedings in S.T.C.No.218 of 2012 within a period of two months from the date of receipt of a copy of this order. The presence of the petitioner is dispensed with and he shall be represented by a counsel, who shall cross examine the witnesses on the same day they are examined in chief. The petitioner shall be present before the Court below at the time of questioning under Section 313 of Cr.P.C. and at the time of final judgment. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(CS)

//True Copy//

Sub Assistant Registrar

vs
To

1.The Fast Track Judicial Magistrate,
Tiruchengode, Namakkal District.

+1cc to Mr. C.Prakasam, Advocate SR.No. 48711

+1cc to Mr.B.Singaravelu , Advocate SR.No. 47372

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and

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A.SK(08/07/2019)

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