

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:23.04.2019

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.No.10630 of 2019
and
Crl.M.P.No.5477 of 2019

Nirmala Mehtha

...Petitioner

Vs.

1.The State rep.by:
The Inspector of Police
Central Crime Branch
Team-1, Egmore,
Chennai 600 008.
(Crime No.392/2007)

2.S.V.S.Ramaprakash @ Prakash

...Respondents

PRAYER:Criminal Original Petition is filed under Section 482 of Cr.P.C., to call for the records and to quash the criminal proceeding in C.C.No.5198/2011, pending on the file of the Chief Metropolitan Magistrate Court, Egmore, Chennai-8.

For Petitioner : Mr.R.Thanjan

For Respondents: Mr.Mohamed Riyaz
Addl. Public Prosecutor for R1

ORDER

This Criminal Original Petition is filed under Section 482 of Cr.P.C., to call for the records to quash the criminal proceeding in C.C.No.5198/2011, pending on the file of the Metropolitan Magistrate Court, Egmore, Chennai-8.

2.The learned Additional Public Prosecutor appearing for the 1st respondent would submit that NBW is pending as against the petitioner from 22.02.2019. He would further submit that Crime is of the year 2007 and the final report has already been taken cognizance in C.C.No.5198 of 2011 and the trial has also been

commenced and PW1 & have already been examined.

3.Considering the fact that NBW is pending as against the petitioner from 22.02.2019 and the trial has also been commenced in C.C.No.5198 of 2011 and PW1 & PW2 have already been examined before the Metropolitan Magistrate Court, Egmore, Chennai-8, the petitioner is not entitled for the relief sought for in this petition. The petition is devoid of merits and liable to be dismissed.

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

kas

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The Chief Metropolitan Magistrate,
Egmore, Chennai - 8.

2. The Inspector of Police
Central Crime Branch
Team-1, Egmore,
Chennai 600 008.
(Crime No.392/2007)

3.The Public Prosecutor
High Court of Madras

+1cc to Mr.R.Thanjan, Advocate, SR.No.39353

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Kak (30/05/2019)