

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 19.06.2019

CORAM
THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

CRL.O.P.No.33434 of 2014
and
M.P.No.1 of 2014

K.M.Sudhir Shankar

...Petitioner/Single Accused

Vs.

K.S.Nabashkumar

...Respondent/Complainant

PRAYER : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to call for the records and quash the private complaint proceedings pending against him in S.T.C.No.588 of 2014 on the file of the learned Fast Track Judicial Magistrate, Coimbatore.

For Petitioner : Mr.A.Saranraj

ORDER

This petition has been filed challenging the proceedings initiated by the respondent against the petitioner under Section 138 of the Negotiable Instrument Act.

2. The grounds raised by the petitioner are all factual in nature and it requires appreciation of evidence and this Court cannot decide the same in exercise of its jurisdiction under Section 482 of Criminal Procedure Code. It is left open to the petitioner to raise all the grounds before the Court and the same shall be considered on its own merits and in accordance with law. This Court is not inclined to interfere with the proceedings pending before the Court below.

3. Accordingly, this Criminal Original Petition is disposed of with a direction to the Court below to complete the proceedings in STC No.588 of 2014 within a period of three months from the date of receipt of copy of this order. Consequently, the connected miscellaneous petition is closed.

Sd/-

Deputy Registrar(CS)

//True Copy//

Sub Assistant Registrar

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To

The Fast Track Judicial Magistrate,
Coimbatore.

CRL.OP.No.33434 of 2014
and
M.P.No.1 of 2014

RSI (CO)

RRS (17/07/2019)



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