

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.08.2019

CORAM:

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Crl.O.P.No.19934 of 2019

and

Crl.M.P.Nos.10213 and 10214 of 2019

R.Hariprasath

... Petitioner

Vs.

1.The State represented by
Sub Inspector of Police,
S-7, Madipakkam Police Station,
Chennai- 600 117.

2.Sundaresan ... Respondents

PRAYER: Criminal Original petition filed under Section 482 of Code of Criminal Procedure, to call for the records in C.C.No.511 of 2016 on the file of learned Judicial Magistrate, Alandur and quash the same.

For Petitioner : Mr.S.Suresh

For R1 : Mr.M.Mohamed Riyaz

Additional Public Prosecutor

ORDER

This petition has been filed to call for the records in C.C.No.511 of 2016 on the file of learned Judicial Magistrate, Alandur and quash the same.

2.This Court passed the following order on 25.07.2019:

"This Court has already passed an order in Crl.O.P.No.7763 of 2018 dated 07.02.2019, directing the Judicial Magistrate, Alandur to complete the proceedings within a period of three months. The Judicial Magistrate, Alandur is directed to file a report before this Court regarding the stage of proceedings. The report has to reach this Court on or before 05.08.2019".

3.The learned Judicial Magistrate, Alandur, has sent a report dated 05.08.2019. It is seen from the report that the case has been transferred and re-transferred between the learned Special Judicial Magistrate, Alandur, atleast twice and therefore there is absolutely no progress in this case. The earlier order passed by this

Court was also not complied with due to this confusion. The case is now at the stage of examination of P.W.3 before the learned Special Judicial Magistrate, Alandur.

4. In the facts and circumstances of this case, the case papers shall immediately be transferred to the learned Judicial Magistrate, Alandur, who shall continue with the trial and conduct the proceedings on a day to day basis. The proceedings shall be completed within a period of six weeks from the date of receipt of copy of this order. A report shall be sent to this Court after the completion of the proceedings.

5. With these directions, this Criminal Original Petition is disposed of. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar (insp cell)

//True Copy//

Sub Assistant Registrar

pnn

To

1. The Judicial Magistrate, Alandur.
2. The Special Judicial Magistrate, Alandur.
3. The Sub Inspector of Police,
S-7, Madipakkam Police Station,
Chennai- 600 117.
4. The Additional Public Prosecutor,
Madras High Court, सत्यमेव जयते
Madras.

+1cc to Mr.S.Suresh , Advocate SR.No. 68579

CrI.O.P.No.19934 of 2019
and

CrI.M.P.Nos.10213 and 10214 of 2019

A.SK(09/08/2019)