

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.04.2019

CORAM:

THE HON'BLE MR.JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P.No.2992 of 2017
and CRL.MP.No.2152 of 2017

C.M.Raghunathan

... Petitioner/Accused

Vs.

State rep. by
Inspector of Police,
C.C.I.W. C.I.D.
Vellore.
(Crime No.6/2007)

... Respondent / Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C., to set aside the order passed by the learned Principal District and Sessions Judge, Vellore in C.R.P.No.7 of 2016 by confirming the order of the Judicial Magistrate No.II, Vellore in C.M.P.No.1512 of 2015 dated 24.02.2016 and consequently discharge the petitioner herein.

For Petitioner : Mr.S.Sairaman

For Respondent : Mr.M.Mohamed Riyaz
Additional Public Prosecutor

O R D E R

The Criminal Original Petition has been filed to set aside the order passed by the learned Principal District and Sessions Judge, Vellore in C.R.P.No.7 of 2016 by confirming the order of the learned Judicial Magistrate No.II, Vellore in C.M.P.No.1512 of 2015 dated 24.02.2016 and consequently discharge the petitioner herein.

2.It is seen that the petitioner filed discharge petition before the trial Court in C.C.No.23 of 2010 and the same was dismissed. Aggrieved the said order, the petitioner preferred a revision in CRP.No.7 of 2016 and the same was also dismissed. The said order was challenged by this petition. Pending this petition, trial commenced and also examined prosecution of witness. Therefore, discharge of the petitioner does not arise.

3.In view of the above, the prayer sought for by the petitioner has become infructuous. Accordingly, this Criminal Original Petition is dismissed as infructuous. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

pam

To

1. The Principal District and Sessions Judge,
Vellore.
2. The Judicial Magistrate No.II,
Vellore.
3. The Inspector of Police,
C.C.I.W. C.I.D.
Vellore.
(Crime No.6/2007)
4. The Public Prosecutor,
High Court, Chennai - 104.

+1 cc to M/s.S.Sairaman, Advocate, S.R.No.40087

CRL.O.P.No.2992 of 2017
and CRL.MP.No.2152 of 2017

SJ(CO)
SSM(06/06/2019)

सत्यमेव जयते

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