



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 31.01.2019

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE A.D. JAGADISH CHANDIRA

**Crl.O.P.(MD)No.1528 of 2019
and Crl.M.P.(MD)Nos.777 & 778 of 2019**

1.T.Vasanthapriya
2.Karthigalakshmi
3.M.Karpagadevi
4.Vijayalakshmi
5.S.Karpagadevi
6.Maheshwari
7.K.Bhuvana
8.Dhanalakshmi
9.R.Shanthi
10.M.Vennila
11.Pushpavalli
12.S.Sumitra

... Petitioners/Accused Nos.11 to 15,
18,19,22,23 and 25 to 27

Vs.

1. The State Rep. by
The Sub-Inspector of Police,
Sattur Town Police Station,
Virudhunagar District.
(Crime No.105 of 2016). ...1st Respondent/Complainant

2.Madhan kumar ... 2nd Respondent/Defacto Complainant

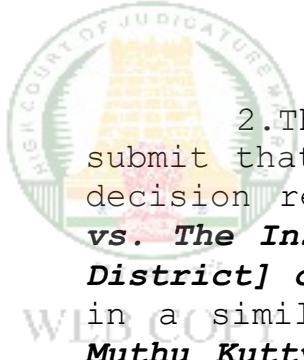
PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to call for the records in respect of the case in S.T.C.No.3113 of 2017 on the file of the Judicial Magistrate Court No.II, Sattur and to quash the same as illegal, violation of law.

For Petitioners : Mr.Muthukumar
for M/S.M.Solaisamy

For R1 : Mr.A.Robinson, G.A.(Crl.side)

ORDER

This Criminal Original Petition has been filed to quash the S.T.C.No.3113 of 2017 on the file of the Judicial Magistrate Court No.II, Sattur.



2.The learned counsel appearing for the petitioner would submit that the case is exactly similar to the case covered in the decision reported in **2018 2 LW (Cr1) 606 [Jeevanandham and others vs. The Inspector of Police Velayuthampalayam Police Station, Karur District] dated 20.09.2018**. He would further submit that this Court in a similar case in **Cr1.O.P.(MD)No.3495 of 2013 Tamil Kutty @ Muthu Kutty and others Vs. State** has also questioned the authority of the Village Administrative Officer in preferring the complaint.

3. The learned Government Advocate(Cr1.side) would submit that the facts of the case are similar to the decision in **2018 2 LW (Cr1) 606 [Jeevanandham and others vs. The Inspector of Police Velayuthampalayam Police Station, Karur District] dated 20.09.2018** and he would further submit that the complaint has been preferred by the Village Administrative Office.

4.Heard the learned counsel appearing for the petitioner and the learned Government Advocate(Cr1.side) appearing for the respondent police.

5.The facts of this case is similar to the facts covered by the Judgment of this Court reported in **2018 2 LW (Cr1) 606 [Jeevanandham and others vs. The Inspector of Police Velayuthampalayam Police Station, Karur District] dated 20.09.2018**. Accordingly, the proceedings in S.T.C.No.3113 of 2017, pending on the file of the learned Judicial Magistrate Court No.II, Sattur is hereby quashed and the Criminal Original Petition is allowed. Consequently, connected Miscellaneous Petitions are closed.

sd/

Assistant Registrar(Cr1. Side)

/True Copy/

Sub Assistant Registrar

To

1. The Judicial Magistrate No.II, Sattur.
2. The Sub-Inspector of Police,
Sattur Town Police Station,
Virudhunagar District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

gns/Jer

SP/05.04.2019/2P/4C

Cr1.O.P. (MD)No.1528 of 2019
31.01.2019