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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 11.03.2019

CORAM:

THE HONOURABLE MR.JUSTICE. N.SESHASAYEE

Crl.O.P.[MD].No.2675 of 2019

and

Crl.M.P.[MD].No.1489 of 2019

Chinnadurai

: Petitioner

/Vs./

1.State represented by

The Inspector of Police,
Tirunelveli Taluk Police Station,
Tirunelveli District.

2.Malaiyappan

: Respondents

[R-2 impleaded as per the order of this Court made in Crl.M.P.(MD) No.2157 of 2019 dated 08.03.2019.]

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C., to withdraw the case in S.C.No.620 of 2017, on the file of the IV Additional District and Sessions Judge, Tirunelveli and transfer the case to any other than Tirunelveli, District Sessions Court.

For Petitioner : Mr.K.Rajeshwaran

For R-1 : Mr.V.Neelakandan

Additional Public Prosecutor

For R-2 : Mr.J.Sathya Chidembaram

ORDER

The learned counsel appearing for the petitioner seeks permission of this Court to withdraw this petition with liberty to file a petition under Section 311 Cr.P.C., before the Court below. He has made an endorsement to that effect.

2. In view of the endorsement made by the learned counsel appearing for the petitioner, this criminal original petition is dismissed as withdrawn. However, the petitioner is at liberty to file a petition under Section 311 Cr.P.C., before the concerned Court, and when filed, the trial Court is required to dispose of it on its merits. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar (CO)

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To

1.The IV Additional District and Sessions Judge, Tirunelveli.

2.The Inspector of Police,
Tirunelveli Taluk Police Station,
Tirunelveli District.

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1CC to Mr.K.RAJESHWARAN , Advocate SR.No. 53190.

+1CC to Mr.S.SATHYA CHIDAMBARAM , Advocate SR.No.53145

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DS/ /SAR- (21.03.2019) 2P 6C