



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.10.2019

CORAM

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THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P (MD) No.4599 of 2018

Melben Victor

... Petitioner

Vs

State through
The Inspector of Police,
Kulasekaram Police Station,
Kanyakumari District
in crime No.358/2010

... Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to set aside the dismissal order of the Crl.M.P.No.464 of 2018 passed by the Judicial Magistrate, Padmamabhapuram and recall the witness of P.W.9 and allow to cross examine him.

For Petitioner : Mr.M.Subash Babu

For Respondents : Mr.K.Suyambulinga bharathi,
G.A. (Crl. Side)

O R D E R

This petition has been filed to to set aside the dismissal order of the Crl.M.P.No.464 of 2018 passed by the Judicial Magistrate, Padmamabhapuram and recall the witness of P.W.9 and allow to cross examine him.

2.The learned Government Advocate (criminal side) submitted that the main case in C.C.No.72 of 2011 on the file of the learned Judicial Magistrate, Padmanabhapuram itself was ended in acquittal vide judgment dated 17.05.2018 and hence, the prayer sought for by



the petitioner has now become infructuous.

3.Recording the same, this petition is dismissed as infructuous.

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Sd/-

Assistant Registrar (Crl.Side)

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Sub Assistant Registrar(CS)

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To

1.The Judicial Magistrate, Padmanabhapuram.

2.The Inspector of Police,
Kulasekaram Police Station,
Kanyakumari District

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

Order made in
CRL.O.P (MD) No.4599 of 2018
01.10.2019

JMN(21.10.2019) 2P : 4C