



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.09.2019

CORAM :

THE HONOURABLE MR. JUSTICE G.R. SWAMINATHANCRL.O.P. (MD) No.11520 of 2014 andM.P. (MD) No.1 of 2014

D.Duraiaraj

... Petitioner/Accused No.2

Vs.

1. The State of Tamilnadu,
Through the Inspector of Police,
District Crime Branch,
Thoothukudi.
(Thoothukudi DCP
Crime No.22 of 2007) ... 1st Respondent/Complainant

2. Dr.G.M.Jeyabalan,
Medical Superintendent,
St.Luke's Leprosarium,
Peikulam, Asirvathapuram Post,
Sathankulam Taluk,
Thoothukudi District. ... 2nd Respondent/ Defacto Complainant

Prayer: Criminal Original petition is filed under Section 482 of Cr.P.C., to call for the records in C.C.No.223 of 2013 on the file of the Judicial Magistrate No.I, Tuticorin and quash the same.

For Petitioner : Mr.C.Dhanaseelan

For R-1 : Mr.A.Robinson,

Government Advocate (Crl. Side)

ORDER

The learned counsel appearing for the petitioner seeks leave to withdraw this Criminal Original petition and he has also made an endorsement to that effect.

2. In view of the same, the Criminal Original petition stands dismissed as withdrawn. However, the personal appearance of the petitioner before the Court below is dispensed with.

3. The learned trial Magistrate shall insist on the personal appearance of the petitioner only when it is absolutely necessary and imperative. The petitioner shall be called upon to appear in person before the trial Court at the time of answering the charges and at the time of examination under Section 313 of Cr.P.C., and at the time of pronouncement of Judgment. On all other occasions, the petitioner can be represented through his counsel.

Consequently, connected Miscellaneous petition is closed.

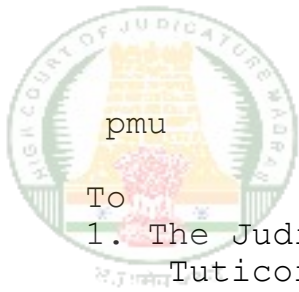
Sd/-

Assistant Registrar ()

// True Copy //

/ /2020

Sub Assistant Registrar (CS)



To
1. The Judicial Magistrate No.I,
Tuticorin.

2. The Inspector of Police,
District Crime Branch,
Thoothukudi.

Copy to:
The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.KINGSLY SOLOMON, Advocate (SR-90088[F]
+1 CC to M/s.C.DHANASEELAN, Advocate (SR-90325[F]

CRL.O.P.(MD)No.11520 of 2014 and
M.P.(MD)No.1 of 2014
26.09.2019

SMA/10/02/2020/2P/6C