



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.09.2019

CORAM:

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl.O.P (MD)No.22934 of 2014
and
M.P. (MD)Nos.1 and 2 of 2014

Samraj

... Petitioner

Vs

1.The Sub Inspector of Police,
Thuckaly Police Station,
Kanyakumari District.

2.Pon Gigin

... Respondents

PRAYER: Petition filed under Section 482 Code of Criminal Procedure, to call for the records in STC No.166 of 2013 on the file of the Judicial Magistrate Court, Padmanabhapuram and quash the same.

For Petitioners: Mr.N.S.Ramakrishna Dass

For R1 : Mr.A.Robinson
Government Advocate (Crl.side)

For R2 : Mr.C.Nandha Gopal

ORDER

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

2. In view of the same, this Criminal Original is dismissed as withdrawn. However, the Court below will insist on the personal appearance of the petitioner only on three occasions namely, to answer the charge, to examination under Section 313 of Cr.P.C., and at the time of pronouncing Judgment. On all other occasions, the petitioner need not to appear before the Court below. However, on those occasions, the petitioner will have to be represented by his counsel. If the petitioner's counsel is also absent, the benefit of dispensing the personal appearance of the petitioner will stand automatically vacated. It is made clear that this Court has not gone into the merits of the matter. All the defences and



contentions of the petitioner are left open. Consequently,
connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar

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Sub Assistant Registrar

To

1.The Sub Inspector of Police,
Thuckaly Police Station,
Kanyakumari District.

2.The Judicial Magistrate Court,
Padmanabhapuram.

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

+1 CC to M/s.C.NANDHA GOPAL, Advocate (SR-87103[F] dated 17/09/2019

+1 CC to M/s.N.S.RAMAKRISHNA DASS, Advocate (SR-86589[F] dated
13/09/2019

Crl.O.P (MD) No.22934 of 2014
and
M.P. (MD) Nos.1 and 2 of 2014
13.09.2019

rmi

MS/25.09.2019/2P.6C