



WEB COPY

CrI OP(MD)No.8454 of 2014

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 04.09.2019

CORAM :

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

CrI OP(MD)No.8454 of 2014

and

MP(MD)Nos.1 & 2 of 2014

Pon.Rajendran

... Petitioner / Accused

**Vs.**

Mariappan

... Respondent/ Complainant

**Prayer :** Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to call for the records pertaining to C.C No.42 of 2013 on the file of the Fast Track Court at Magisterial Level at Kovilpatti, Tuticorin District and quash the same.

For Petitioner : Mr.R.Murugappan

For Respondents : Mr.S.Vaigunth

**ORDER**

The petitioner is an accused in a case arising under Section 138 of the Negotiable Instruments Act. He wants this Court to quash the impugned proceedings on the ground that the cheque in question was obtained admittedly only in the police station. I am of the view that if the defence of the accused is that it was obtained under coercive circumstances, then it has to be established before the court below. The point raised by the learned counsel for the petitioner is not a point for quashing the impugned proceedings. Leaving open all the defences available to him, this petition stands dismissed. Connected miscellaneous petitions are also stand dismissed.

Sd/-

Assistant Registrar

// True Copy //

Sub Assistant Registrar(CS )

To

Fast Track Court at Magisterial Level at Kovilpatti,  
Tuticorin District.

CrI OP(MD)No.8454 of 2014

and

MP(MD)Nos.1 & 2 of 2014

CS(27.09.2019) 1P 2C

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