



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 18.10.2019

CORAM :

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl OP(MD)No.11240 of 2015

and

MP(MD)No.1 of 2015

WEB COPY

1.M.Nagarajan

2.N.Sivakumar

... Petitioners / Accused Nos.1 & 2

Vs.

1.State, rep.by

the Inspector of Police,
Vadamadurai Police Station,
Dindigul District.

(Crime No.317 of 2014) ...1st Respondent / de-jure Complainant

2.P.Kavitha

..2nd Respondent / Defacto complainant

Prayer : Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to call for the records proceedings in C.C No.88 of 2015 on the file of the District Munsif cum Judicial Magistrate, Vedasandur, Dindigul District, and quash the same.

For Petitioners : Mr.M.Jegadeesh Pandian

For Respondents : Mr.A.Robinson,
Government Advocate (crl.side for R1

ORDER

The petitioners are facing trial in C.C No.88 of 2015 on the file of the District Munsif cum Judicial Magistrate, Vedasanthur, Dindigul District for the offences under Section 9(B) (1) (b) of the Indian Explosives Act, 1988. The learned counsel for the petitioners reiterated the contentions set out in the memo of grounds. The principal ground is alibi. But then, these are the defences that will have to be established only in a regular trial. Therefore, leaving open all the contentions and defences, this criminal original petition is dismissed. Consequently, connected miscellaneous petition is closed.

2.However, the relief of dispensing with the personal appearance of the petitioners is given. The learned trial judge

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shall not insist the personal appearance of the petitioners unless it is necessary or imperative. Of course, the petitioners shall be represented by their counsel on all other occasions.

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Sd/-

Assistant Registrar (Crl Side)

// True Copy //

Sub Assistant Registrar(CS)

Skm

To

1.District Munsif cum Judicial Magistrate,
Vedasandur, Dindigul District.

2.The Inspector of Police,
Vadamadurai Police Station,
Dindigul District.

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

+2 CC to M/s.M.JEGADEESH PANDIAN, Advocate (SR-93377[F] dated
21/10/2019)

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