



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.10.2019

CORAM:

THE HONOURABLE MR.JUSTICE **G.R.SWAMINATHAN**

CrI.O.P(MD) . No.14172 of 2015

and

MP.(MD)Nos.1 and 2 of 2015

1.SM.Palaniappan
2.PL.Somasundaram
3.Sm.Lalitha
4.Sm.Theivanai

... Petitioners/Accused No. 1 to 4

Vs

1.The Inspector of Police,
All Women Police Station,
Pudukkottai District.

... 1st Respondent/Complainant

2.Vijayashanthi

...2nd Respondent/De-facto complainant

Prayer: Criminal Original Petition filed under Section 482 of Cr.P.C. to call for the records in C.C.No.127 of 2014, on the file of the learned Judicial Magistrate, Pudukkottai and quash the same in so far as the petitioners.

For Petitioners

: Mr.S.Karthikeyan

For Respondents

: Mr.A.Robinson

Government Advocate (CrI. side)

(for R-1)

Mr.D.Rameshkumar (for R-2)

ORDER

The petitioners herein are facing trial in C.C.No.127 of 2014, on the file of the learned Judicial Magistrate, Pudukkottai. The second respondent is the de-facto complainant. The first and second petitioners were husband and wife respectively originally. Their marital relationship was dissolved and the second respondent herein has got re-married. In the said circumstances, the second respondent through her counsel informs the Court that she is no longer interested in pursuing the matter. Therefore, the continuance of the impugned prosecution can only be characterized an



abuse of legal process. Therefore, the impugned prosecution stands quashed. This Criminal Original Petition is allowed. Consequently, connected miscellaneous petitions are closed.

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Sd/-

Assistant Registrar (AS)

// True Copy //

Sub Assistant Registrar (CS)

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To

1. The Judicial Magistrate, Pudukkottai.

2. The Inspector of Police,
All Women Police Station,
Pudukkottai District.

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

+1 cc Mr. D.RAMESHKUMAR ,Advocate, SR.No. 95390

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KK/SAR/17.12.2019/2P-5C/