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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.12.2019
CORAM

THE HONOURABLE MR. JUSTICE G.R.SWAMINATHAN

Crl.O.P. (MD) No.23862 of 2015
and
M.P. (MD) Nos.1 and 2 of 2015

1. Johnsi Rani
 2. Hemalatha
 3. Annamalai
- ... Petitioners/Accused Nos.4 to 6

Vs.

1. The State rep. by,
The Inspector of Police,
EOW II police station,
Madurai District.
(Crime No.11 of 2000) ... Respondent/Complainant
2. Marisamy ... 2nd Respondent/Informant

Prayer: Criminal Original petition is filed under Section 482 of Cr.P.C, to call for the records pertaining to C.C.No.5 of 2015 on the file of the Chief Judicial Magistrate, Madurai and quash the same in so far as the petitioners alone.

For Petitioner : No appearance.
For R-1 : Mr.A.Robinson,
Government Advocate(Crl. Side).

O R D E R

None appears for the petitioners.

2. The petitioners are facing trial in C.C.No.5 of 2015 on the file of the Chief Judicial Magistrate, Madurai. It is a case arising under Sections 2,3,4 and 5 of Tamil Nadu Protection of Interest of Depositors Act 1997. The petitioners were running a financial establishment and they had committed default to the tune of Rs.37,52,470/-. There are as many as 131 depositors.

3. The learned Government Advocate fairly states that the petitioners are settling the claims of the depositors. But then, the points put forth by the petitioners are not sufficient to invoke the inherent powers of this Court for quashing the impugned prosecution.



4. Leaving open all the contentions and the defences of the of the petitioners, the criminal original petition stands dismissed. Consequently, connected miscellaneous petitions are closed.

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Sd/-

Assistant Registrar (Writs)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

To:

1. The Chief Judicial Magistrate,
Madurai.
2. The Inspector of Police,
EOW II police station,
Madurai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

Cr1.O.P.(MD)No.23862 of 2015
04.12.2019

pmu

SDS (01.06.2020) 2P-4C