

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.01.2020

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

Cr1.O.P.No.24464 of 2012

Thangaprakasam

... Petitioner

Vs.

1.State

Rep. by the Inspector of Police,
District Crime Branch,
Namakkal.

2.R.Ramasamy

... Respondents

Prayer:

Petition filed under Section 482 of Cr.P.C., seeking to call for the records pertaining to C.C.No.92 of 2012, on the file of the Judicial Magistrate No.1, Namakkal and quash the same as illegal, incompetent and without jurisdiction by allowing the present criminal original petition.

For Petitioner : Mr.R.Marudhachalamurthy

For Respondents : Mr.C.Iyyapparaj

Additional Public Prosecutor

O R D E R

This petition has been filed seeking to call for the records pertaining to C.C.No.92 of 2012, on the file of the learned Judicial Magistrate No.1, Namakkal and to quash the same as illegal, incompetent and without jurisdiction by allowing the present criminal original petition.

2.The learned counsel appearing for the petitioner would submit that without going into the merits of the case, it would suffice, if this Court issues direction to the Trial Court to expedite the trial and complete the same as early as possible. He would further submit that the appearance of the petitioner before the Trial Court may be dispensed with and would further submit that the petitioner is ready to appear as and when necessary arise.

3.The learned Additional Public Prosecutor concede to the request made by the learned counsel appearing for the petitioner.

4.In view of the above, this Court directs the learned Judicial Magistrate No.1, Namakkal, to expedite the trial in C.C.No.92 of 2012 and complete the same as early as possible. The appearance of the petitioner before the Trial Court is dispensed with. However, this order will not stand on the way of the Trial Court to insist for the appearance of the petitioner for receiving copies under Section 207 of Cr.P.C., framing of charges, questioning under Section 313 of Cr.P.C. and judgment and as and when the Trial Court feels it necessary.

5.With the above directions, this criminal original petition is disposed of. Consequently, connected miscellaneous petitions, if any, are closed.

Sd/-

Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

To

1.The Judicial Magistrate No.1,
Namakkal.

2.The Public Prosecutor,
High Court of Madras,
Chennai 600 104.

सत्यमेव जयते

Cr1.O.P.No.24464 of 2012

bp(co)
nr 25/02/2020

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