

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.07.2020

CORAM

THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.13256 of 2015

and M.P.Nos.1 & 2 of 2015

1.M.Kovendhan
2.Saravanan
3.Prakash

...Petitioners

Vs.

1.The Revenue Divisional Officer-cum-
Sub-Divisional Magistrate,
Kancheepuram & District.

2.The Inspector of Police,
B-3, Kanchi Taluk Police Station,
Kancheepuram & District.

...Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to call for the entire records connected with in Na.Ka.1158/2015/A3 dated 07.05.2015 on the file of the 1st respondent herein and quash the same.

For Petitioners : Ms.R.Gobika
for Mr.S.Sathia Chandran
For Respondents : Mr.K.Prabhakar,
Additional Public Prosecutor

सत्यमेव जयते
O R D E R

This petition has been filed to quash the proceedings in Na.Ka.No.1158/2015/A3 dated 07.05.2015 on the file of the 1st respondent.

2. The learned counsel for the petitioners submits that impugned notice was issued under Section 107 Cr.P.C to the petitioners. As per Section 107 Cr.PC, the currency of the notice and proceedings is to be valid for a period of one year until and unless it is extended. In this case admittedly notice has been issued on 07.05.2015.

3. The learned Additional Public Prosecutor submits that after issuance of notice in Na.Ka.No.1158/2015/A3 dated 07.05.2015, there was no untold incidents and disturbance in maintenance of peace and law and order. He further submits that since the period under Section 107 Cr.P.C already lapsed and notice has lost its relevancy and hence, the quash petition may be dismissed.

4. Recording above submissions, nothing survives for adjudication in this petition. Accordingly, this Criminal Original Petition is dismissed. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

ms

To

- 1.The Revenue Divisional Officer-cum-Sub-Divisional Magistrate, Kancheepuram & District.
- 2.The Inspector of Police, B-3, Kanchi Taluk Police Station, Kancheepuram & District.
- 3.The Public Prosecutor, High Court, Madras.

सत्यमेव जयते

CrI.O.P.No.13256 of 2015
and M.P.Nos.1 & 2 of 2015

AJS (CO)

KKV/24/09/2020

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