

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.08.2020

CORAM

THE HONOURABLE MR.JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.21345 of 2016
and
Crl.M.P.No.9891 of 2016

Sivadhesigan

... Petitioner

Vs.

1. The Inspector of Police,
B-1, Bazaar Police Station,
Coimbatore - 641 001.

2. G. Vijaya Kumar ... Respondents
(impleaded as 2nd respondent as per order of this Court dated
27/09/2016 in Crl mp.10240/16 in Crl op.21345 of 2016 by PNPJ)

Prayer: Criminal Original Petition filed under Section 482 of
Criminal Procedure Code, to call for the records and quash the
proceedings as against the petitioner in S.T.C.No.220 of 2009
pending on the file of the Judicial Magistrate No.V, Coimbatore.

For Petitioner : Mr. C. Deivasigamani

O R D E R

This petition has been filed to quash the proceedings
in S.T.C.No.220 of 2009 on the file of the Judicial Magistrate
No.V, Coimbatore. The petitioner herein is arrayed as third
accused.

2. In the final report, the petitioner was described as
Sivadhesigan. When the summons was attempted to be served to
the petitioner, he refused to receive the same. On his refusal,
the respondent police was forcing, compelling and harassing the
petitioner to receive the summons and to answer the charges.

3. The learned Additional Public Prosecutor submits that
on enquiry of the grievance of the petitioner and subsequent
verification of facts, the respondent police had filed a
petition under Section 321 Cr.P.C., before the Judicial
Magistrate, No.5, Coimbatore and on 10.11.2016 the case now
withdrawn.

4. Since the petitioner had been acquitted from the case nothing survives for adjudication and hence, the petition is dismissed as infructuous. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

AT

To

- 1.The Inspector of Police,
B-1, Bazaar Police Station,
Coimbatore - 641 001.
- 2.The Judicial Magistrate No.V, Coimbatore.
- 3.The Public Prosecutor,
High Court, Madras.

Crl.O.P.No.21345 of 2016
and
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SPD(CO)
RMP(09/12/2020)



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