

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.03.2020

CORAM:

THE HON'BLE MR.JUSTICE M.NIRMAL KUMAR

CRL.O.P.No.4037 of 2015
and
Crl.M.P.No.1 of 2015

A.V.Sankarlal ... Petitioner/Single Accused

Versus

1.The State rep. by,
The Inspector of Police,
Anti-Land Grabbing Special Wing,
City Crime Branch,
Crime No.23 of 2014,
Coimbatore District.

2.K.A.Kaja Mohideen ... Respondents/Complainant

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records relating to the FIR in Crime No.23 of 2014 on the file of the 1st respondent quash the same by allowing this Criminal Original Petition.

For Petitioner : Mr.N.Manokaran

For R1 : Mr.S.Karthikeyan
Additional Public Prosecutor

For R2 : Mr.P.M.Duraiswamy

ORDER

The petitioner, who is an accused in Crime No.23 of 2014 pending on the file of the 1st respondent, has filed this quash petition.

2.The learned Additional Public Prosecutor appearing for the 1st respondent submitted that the case in Crime No.24 of 2014 was transferred based on the order of Additional Director General of Police, Law and Order, Vigilance and Anti-Corruption in R.C.124953/Crime/3/1/2015. On transfer to the Vigilance and Anti Corruption, Coimbatore registered a case in Crime No.9 of 2015. On completion of investigation, filed the charge sheet before the learned Special Judge for trial of Prevention of Corruption Act, 1988, Coimbatore, which is taken

on file as C.C.No.1 of 2019, wherein the petitioner/A1 and 6 others are accused, charged for offence under Sections 120-B, 167, 468, 471, 420, 201, 167 r/w 109, 201 r/w 511 of IPC and Section 13(2) read with Section 13(1)(d) of the Prevention of Corruption Act, 1988.

3.The learned Additional Public Prosecutor further submitted that the petitioner is appearing before the trial Court and the case is posted for next hearing on 20.03.2020 for furnishing of copies to the accused.

4.At this stage, the learned counsel for the petitioner seeks liberty to raise all the points before the trial Court.

5.In view of the above, nothing survives for adjudication. Hence, the Criminal Original Petition is dismissed. Liberty is granted to the petitioner to raise all the points before the Court below during trial. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

//True copy//

Sub Assistant Registrar

vv2

To

1.The Inspector of Police,
Anti-Land Grabbing Special Wing,
City Crime Branch,
Coimbatore District.

2.The Public Prosecutor,
High Court, Madras.

+1cc to Mr.N.Manokaran, Advocate SR.No.19933

+1cc to Mr.P.M.Duraiswamy, Advocate SR.No.20278

CRL.O.P.No.4037 of 2015

VBA(CO)
GMY(10/06/2020)