

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 03.01.2020
CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

CrI.O.P.No. 3733 of 2013
and
CrI.M.P.Nos. 1 & 2 of 2013

1. N.Harinath
2. K.Dayalan

... Petitioners

Vs.

1. The State rep. by its,
Inspector of Police,
District Crime Branch,
Tiruvallur District.

2. Selvi.D.Rani,
D/o. (Late) Damodhara Pillai,
No.55, Vallalar Street,
Periya Kuppam,
Tiruvallur District.

... Respondents

Prayer: Petition filed under Section 482 of Cr.P.C., seeking to call for the records in C.C.47 of 2011 on the file of the Learned Judicial Magistrate No.1, Tiruvallur and quash the same.

For Petitioners : Mr.Chithramani

For Respondents : Mr.C.Iyyapparaj

Additional Government Pleader for R1.

O R D E R

The criminal original petition has been filed seeking to call for the records in C.C.No.47 of 2011 on the file of the Learned Judicial Magistrate No.1, Thiruvallur and to quash the same.

2. The learned counsel appearing for the petitioners 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 petitioners before the Trial Court may be dispensed with and would further submit that the petitioners are ready to appear as and when necessary arise.

3. The learned counsel appearing for the 1st respondent concede to the request made by the learned counsel appearing for the petitioners.

4. In view of the above, this Court directs the learned Judicial Magistrate No.1, Thiruvallur, to expedite the trial in C.C.No.47 of 2011 and complete the same as early as possible. The appearance of the petitioners 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 petitioners for receiving copies under Section 207 of Cr.P.C., framing of charges, questioning under Section 313 of Cr.P.C. and judgement and as and when the Trial Court feels it necessary.

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

Sd/-

Assistant Registrar (CS-VI)

// True Copy//

Sub Assistant Registrar

kmm

To

1.The learned Judicial Magistrate No.1,
Tiruvallur

2.The Inspector of Police,
The State of Tamil Nadu,
District Crime Branch,
Tiruvallur District.

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

+1cc to Mr.B.Sundara Pandian, Advocate, SR.No.378.

CrI.O.P.No.3733 of 2013
and

CrI.M.P.Nos. 1 & 2 of 2013

CP (CO)
CSR:07.01.2020