

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 16.07.2020

CORAM

THE HONOURABLE Mr.JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.No.8610 of 2018

and

Crl.M.P.No.4449 of 2018

R. Sugumaran,
S/o. Rathinam Pillai,
Seerapalli Post,
Rasipuram Taluk,
Namakkal District.

... Petitioner

Vs

The State Represented by,
The Inspector of Police,
Idol Wing - CID,
Chennai - 40.

... Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to call for the records pertaining to the final report filed in C.C.No.3861 of 2010 pending on the file of the learned II Metropolitan Magistrate, Egmore, Chennai and to quash the same.

For Petitioner : Mr. P. Ayyaswamy

For Respondent : Mr. K. Prabakar,
Additional Public Prosecutor

ORDER

This petition has been filed to quash the proceedings in C.C.No.3861 of 2010 on the file of the learned II Metropolitan Magistrate, Egmore, Chennai, thereby taken cognizance for the offences under Sections 41(d) and 102 of Cr.P.C., and altered into Section 14(3) read with 25(2) of Antiquities and Art Treasure Act 1972 and Section 65 of MCP Act as against this petitioner.

2. The learned counsel for the petitioner seeks permission of this court to withdraw this Criminal Original Petition.

3. The learned Additional Public Prosecutor submitted that C.C.No.3861 of 2010 from the file of the learned II Metropolitan Magistrate, Egmore, Chennai was transferred to the learned Chief Judicial Magistrate, Kumbakonam in C.C.No.44 of 2018. However, he would further submit that the trial has been already commenced and the prosecution case is posted for the Office of the Investigation Officer.

4. Therefore, the trial Court viz., the Additional Chief Judicial Magistrate, Kumbakonam to complete the trial within a period of three months from the date of receipt of a copy of this order. The petitioner is at liberty to raise all the grounds before the trial Court.

5. In view of the above, this Criminal Original Petition is dismissed. Consequently, connected miscellaneous petition is also closed.

Sd/-

Assistant Registrar(CS-VI)

//True Copy//

Sub Assistant Registrar

SSI

To

1. The II Metropolitan Magistrate,
Egmore, Chennai.
- 2.-Do-Thro'The Chief Metropolitan Magistrate,
Egmore, Chennai-8.
- 3.The Additional Chief Judicial Magistrate,
Kumbakonam.
- 4.The Inspector of Police,
Idol Wing - CID,
Chennai - 40.
- 5.The Public Prosecutor,
Madras High Court,Madras.

CrI.O.P.No.8610 of 2018 and
CrI.M.P.No.4449 of 2018

SV(CO)
CB(28/09/2020)