

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.09.2020

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P. No.15177 of 2020

B.Suresh

... Petitioner/Complainant

Vs.

- 1.Devi
- 2.Sathish
- 3.Sareswathi
- 4.M.Kathirvel
- 5.R. Anbalagan
- 6.A.Palaniappan
- 7.R.Rajamanickam
- 8.S.Rajapandiyar
- 9.A.Murugan
- 10.Selvi
- 11.D.Senthilkumar
- 12.R.Mathialagan
- 13.P.Anbalagan
- 14.N.Sivakumar
- 15.R.Raghunathan
- 16.V.K.Sethu Subramani
- 17.A.Sivasubramaniyan
- 18.N.Sridhar
- 19.C.Chitradevi
- 20.Krishnakumar
- 21.J.Ramgopal
- 22.S.A.Kumar
- 23.R.Natarajan
- 24.V.K.Palanivelu
- 25.J.Radhakrishnan
- 26.M.Kathirvel
- 27.V.Sivanesan
- 28.R.Marimuthu
- 29.P.Angamuthu
- 30.R.Gunasekaran
31. P.Elango
32. A. Saminathan
33. A.Kuppusamy
34. M.Rajalingam
- 35.M.Vadivel
- 36.The Thasildar,
Valappady Thasildar Office,
Valappady.

37.The Sub-Registrar,
Valappady Sub-Registrar Office,
Valappady.

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to transfer the case on the file of the learned Special Judicial Magistrate for Land Grabbing Case, Salem in Special CMP.No.66 of 2014 to Judicial Magistrate VI, Salem.

For Petitioner : Mr.A.Rajakumar

For Respondents : Mr.S.Karthikeyan
(for R-36 & R37) Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed to transfer CMP.No.66 of 2014 from the file of the Special Judicial Magistrate for Land Grabbing Case, Salem, to the file of the Judicial Magistrate No.VI, Salem.

2. The petitioner has lodged a private complaint as against the respondents herein under Section 200 of Cr.P.C., to take cognizance for the offence under Sections 120 (b), 417, 420, 423, 463, 464, 465, 467, 468 of IPC. Since the very constitution of the Special Court for Land Grabbing is under challenge before the Hon'ble Supreme Court of India, the learned Special Court could not able to take the complaint on file and it is pending from the year 2014 onwards. Therefore, the petitioner has sought for transfer of the said complaint to the other jurisdictional court.

3. Considering the abovesaid submission, the petition is ordered and the CMP.No.66 of 2014 is hereby withdrawn from the file of the Special Court for Land Grabbing Case, Salem and transferred to the file of the Judicial Magistrate No.VI, Salem, for further proceedings.

4. With the above direction, this Criminal Original Petition is allowed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

gv

To

- 1.The Thasildar,
Valappady Thasildar Office,
Valappady.
- 2.The Sub-Registrar,
Valappady Sub-Registrar Office,
Valappady.
- 3.The Judicial Magistrate VI,
Special Judicial Magistrate for
Land Grabbing Case, Salem.
- 4.The Additional Public Prosecutor,
High Court, Madras.

Crl.O.P. No.15177 of 2020

PVS (CO)
CB(02/11/2020)