

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 18.02.2020
CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

Crl.O.P.No.23255 of 2014
and Crl.M.P.Nos.1 & 2 of 2014

M.Subramaniam ... Petitioner/ Accused

Vs.

1.The Inspector of Police,
All Women Police Station,
Gingee.
(Crime No.5/2005)

2.Hemamalini ... Respondents/ defacto complainant

Prayer: Petition filed under Section 482 of Cr.P.C., seeking to call for the records in Calendar Case No.116/2005 on the file of the Judicial Magistrate No.1, Villupuram and quash the same.

For Petitioner : Mr.N.Suresh
For R1 : Mr.C.Iyyaparaj
Additional Public Prosecutor

O R D E R

This criminal original petition has been filed seeking to call for the records in Calendar Case No.116/2005 on the file of the Judicial Magistrate No.1, Villupuram and quash the same.

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

3.The learned counsel appearing for the first respondent concede to the request made by the learned counsel appearing for the petitioner.

4.In view of the above, this Court directs the learned Judicial Magistrate No.1, Villupuram, to expedite the trial in C.C.No.116 of 2005 and complete the same as early as possible.

The appearance of the petitioner 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 petitioner for receiving copies under Section 207 of Cr.P.C., framing of charges, questioning under Section 313 of Cr.P.C. and judgment and as and when the Trial Court feels it necessary.

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

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

gbi

Speaking Order/ Non Speaking Order
Index: Yes/ No
Internet: Yes/ No

To

1. The Inspector of Police,
All Women Police Station,
Gingee.

2. The Judicial Magistrate No.1,
Villupuram.

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

+1cc to Mr.N.Suresh , Advocate SR.No. 14316

CrI.O.P.No.23255 of 2014
and CrI.M.P.Nos.1 & 2 of 2014

A.SK(17/03/2020)