



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 28.10.2020
CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl.O.P. (MD)No.11860 of 2020

and

Crl.M.P (MD)Nos.5468 and 5469 of 2020

WEB COPY

S.Nataraj : Petitioner/Sole Accused

Vs.

1. The Sub-Divisional Magistrate/Sub Collector,
Pattukottai,
Thanjavur District. : Respondent

2. The Inspector of Police,
Peravoorani Police Station,
Thanjavur District.
: Respondent/Defacto Complainant

Prayer: Criminal Original petition is filed under Section 482 of Cr.P.C, to call for the records pertaining to the impugned proceedings in M.C.No.58/2020/A3 on the file of the first respondent dated 02.10.2020 and to quash the same.

For Petitioner : Mr.R.Balakrishnan

For Respondents : Mrs.S.E.Veronica Vincent
Government Advocate (Criminal Side)

ORDER

Heard the learned counsel on either side.

2.The petitioner challenges the impugned notice issued under Section 111 of Cr.P.C.

3.Section 111 of Cr.P.C., reads as under:-

"When a Magistrate acting under section 107, section 108, section 109 or section 110, deems it necessary to require any person to show cause under such section he shall make an order in writing, setting forth the substance of the information received, the amount of the bond to be executed, the term for which it is to be in force, and the number, character and class of sureties (if any) required."



4.A mere reading of the impugned notice would indicate that the particulars required to be set out have not at all been set out. Therefore, on this sole ground, the impugned notice is quashed. The criminal original petition is allowed. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

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Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To:

1. The Sub-Divisional Magistrate/Sub Collector,
Pattukottai, Thanjavur District.
2. The Inspector of Police,
Peravoorani Police Station,
Thanjavur District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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