



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.02.2020

CORAM

THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN

Cr1.O.P.(MD)No.15910 of 2016 and
CRL.M.P.(MD)Nos.7640 & 7641 of 2016

N.Krishnan

... Petitioner/Accused No.2
Vs.

1. The State rep. by,
The Inspector of Police,
Rajapalayam South police station,
Virudhunagar District. ... 1st Respondent/Complainant
2. Senthil Nathan, Branch Manager,
Syndicate Bank, Thenkasi Road,
Rajapalayam,
Virudhunagar District. ... 2nd Respondent/Defacto Complainant

Prayer: Criminal Original petition is filed under Section 482 of Cr.P.C, to call for the entire records pertaining to the case in C.C.No.94 of 2016 on the file of the learned Judicial Magistrate, Rajapalayam, Virudhunagar District and quash the same.

For Petitioner : Mr.R.Anand
For R-1 : Mr.A.Robinson,
Government Advocate(Crl. Side)
For R-2 : Mr.P.Jayaraman

O R D E R

The learned counsel appearing for the petitioner seeks leave to withdraw this criminal original petition and he has also made an endorsement to that effect.

2. The criminal original petition stands dismissed as withdrawn. All the contentions and the defences of the petitioner are left open. The personal appearance of the petitioner before the Court below is dispensed with.

3. The learned trial Magistrate shall insist on the personal appearance of the petitioner only when it is absolutely necessary and imperative. The petitioner shall be called upon to appear in person before the trial Court at the time of answering the charges and at the time of examination under Section 313 of Cr.P.C., and at the time of pronouncement of Judgment. On all other occasions, the petitioner can be represented through his counsel. consequently, connected Miscellaneous petitions are closed.

Sd/-

Assistant Registrar (AD-II)

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To:

1. The Judicial Magistrate,
Rajapalayam, Virudhunagar District.
2. The Inspector of Police,
Rajapalayam South police station,
Virudhunagar District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

CrI.O.P. (MD) No.15910 of 2016
25.02.2020

SMA/04/06/2020/2P/4C