



WEB COPY

Crl.O.P.(MD)No.8829 of 2016 and

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.01.2020

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl.O.P.(MD)No.8829 of 2016 and
CRL.M.P.(MD)No.4307 & 4308 of 2016

Rajkumar

... Petitioner/Respondent

Vs.

1. The Second Class Executive Magistrate
and Revenue Divisional Officer,
Kamuthi,
Ramanathapuram District.

... Respondent/Respondent

2. The Sub-Inspector of Police,
Kamuthi Police Station,
Ramanathapuram District.
(Crime No.123 of 2016)

... Respondent/Petitioner

Prayer: Criminal Original petition is filed under Section 482 of Cr.P.C, to call for the entire records of the notice dated 24.05.2016 issued by the Second Class Executive Magistrate and Revenue Divisional Officer, Kamuthi, Ramanathapuram District pertaining to the proceedings in M.C.No.21 of 2016 on the file of the first respondent and quash the said proceedings.

For Petitioner : Mr.S.Balaji

For Respondents : Mr.A.Robinson,
Government Advocate(Crl. Side).

O R D E R

The petitioner challenges the impugned proceedings initiated under Section 107 of Cr.P.C.

2. In the very nature of things, the said proceedings contemplate furnishing of security for a period of one year. More than 3½ years have elapsed. Therefore, the impugned proceedings have to be necessarily quashed. It is accordingly quashed.

3. The criminal original petition stands allowed. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar

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/ /2020

Sub Assistant Registrar(CS)



1. The Second Class Executive Magistrate
and Revenue Divisional Officer,
Kamuthi,
Ramanathapuram District.
2. The Sub-Inspector of Police,
Kamuthi Police Station,
Ramanathapuram District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

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MK (20.02.2020) 2P 4C