

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.04.2021

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

Crl.O.P.No.607 of 2018

GRA alias G.R.Apparaj

...Petitioner

Vs.

J.M.H.Imran

...Respondent

Prayer:The Criminal Original Petition filed under Section 482 of Cr.P.C., to call for the records in C.C.No.9070 of 2017 on the file of the Learned Chief Metropolitan Magistrate, Allikulam (Egmore), Chennai and quash the same.

For Petitioner : Mr.R.Thirumoorthy

For Respondent : Mr.A.Shamsudeen Raja

O R D E R

This Criminal Original Petition has been filed seeking to call for the records in C.C.No.9070 of 2017 on the file of the Learned Chief Metropolitan Magistrate, Allikulam (Egmore), Chennai and to quash the same.

2. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.Side) appearing for the respondent police.

3. It is evident from the materials available on record that the ground raised by the petitioner before the trial Court is a triable issue which has to be decided by the Trial Court after full fledged trial. Hence, I am not inclined to interfere with the proceedings in C.C.No.9070 of 2017 pending on the file of the learned Chief Metropolitan Magistrate, Allikulam (Egmore), Chennai

4.It is now represented by the learned counsel appearing for the petitioner that without going into the merits of the case, it would be suffice, if this Court issues direction to the Trial Court to expedite the trial and complete the same as early as

possible.

5. In view of the above, this Court directs the learned Chief Metropolitan Magistrate, Allikulam (Egmore), Chennai, to expedite the trial in C.C.No9070 of 2017 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 on the day of judgment and as and when the Trial Court feels it necessary.

6. With the above directions, this criminal original petition is dismissed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

msrm

To

1. The Chief Metropolitan Magistrate,
Allikulam (Egmore), Chennai.
2. The Public Prosecutor,
High Court of Madras,
Chennai 600 104.

+2cc to Mr.A.Shamsudeen Raja, Advocate, S.R.No.22351/21

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Cr1.O.P.No.607 of 2018

RLD(CO)
RN(03/05/2021)