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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:23.09.2021

CORAM

THE HON'BLE Mr. JUSTICE C.V.KARTHIKEYAN

CrI.O.P.No.27472 of 2016
and CrI.M.P.Nos.13992 and 13993 of 2016

Vijayakumar

..Petitioner/Accused

Vs

The Inspector of Police,
District Crime Branch,
Kancheepuram.
(Crime No.19/2006)

..Respondent/Complainant

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C., to call for the records pertaining to C.C.No.159 of 2009 on the file of the District Munsif-cum-Judicial Magistrate Court, Sriperumbudhur and quash the same.

For Petitioner .. No Appearance

For Respondent .. Mr.E.Raj Thilak
Additional Public Prosecutor

ORDER

There is no appearance on behalf of the petitioner. However, Mr.E.Raj Thilak, learned Additional Public Prosecutor informed that C.C.No.159 of 2009 had progressed considerably and is now posted on 30.09.2021 for examining the accused under Section 313 of Cr.P.C., and the matter is now pending before the Judicial Magistrate No.I, Kancheepuram. Let the learned Judicial Magistrate deliver judgment on the basis of evidence already recorded and also on the basis of explanation to be given by the accused, during the examination under Section 313 of Cr.P.C.

2. Since the accused has taken a conscious decision to participate in the trial proceedings, keeping the present petition on file would only be a futile exercise.



3. Therefore, nothing further survives and the present Criminal Original Petition is dismissed. Consequently, the connected miscellaneous petitions are closed.

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s/d-
Assistant Registrar (CS-IV)

True Copy

Sub-Assistant Registrar

grs/kbs

To

1. The Judicial Magistrate No.I,
Kancheepuram.
2. The District Munsif cum Judicial Magistrate
Sriperumbudhur
3. The Inspector of Police,
District Crime Branch,
Kancheepuram.
(Crime No.19/2006)
4. The Public Prosecutor
High Court, Madras 104.

Crl.O.P.No.27472 of 2016
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SSD(CO)
SP(22/10/2021)