

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.04.2021

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

CrI.O.P.No.743 of 2018

And

CrI.M.P.No.248 of 2018

Subbathal

... Petitioner

Vs.

D.Deepak Kumar

... Respondent

Prayer:

Petition filed under Section 482 of Cr.P.C., seeking to call for the records of the case in C.C.No.570 of 2017 pending on the file of the learned Judicial Magistrate, Fast Track No.I, Coimbatore and quash the same as against the petitioner in the above case.

For Petitioner : M/s.J.Kingsly Solomon

For Respondent : Mr.M.R.Thangavel

O R D E R

This petition has been filed seeking to call for the records relating to the case in C.C.No.570 of 2017 pending on the file of the learned Judicial Magistrate, Fast Track No.I, Coimbatore and to quash the same.

2.The learned counsel appearing for the petitioner would submit that though several grounds have been raised in this petition, without going into the merits of the case, it would suffice, if this Court issues direction to the Trial Court to expedite the trial and complete the same as early as possible. He would further submit that the petitioner is an age old lady and hence, the appearance of the petitioner before the Trial Court may be dispensed with and would further submit that the petitioner is ready to appear as and when necessary arise.

3.The learned counsel appearing for the respondent concede to the request made by the learned counsel appearing for the petitioner.

4.In view of the above, this Court directs the learned Judicial Magistrate, Fast Track No.I, Coimbatore, to expedite the trial in C.C.No.570 of 2017 and complete the same, within a period of six months from the date of receipt of a copy of this order. 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 judgment and as and when the Trial Court feels it necessary.

5.With the above directions, this criminal original petition is disposed of. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS-IV)

//True Copy//

Sub Assistant Registrar

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To

1.The Judicial Magistrate,
Fast Track No.I,
Coimbatore

2.The Public Prosecutor,
High Court of Madras,
Chennai 600 104.

+1cc to M/s.Kingsly Solomon, Advocate, S.R.No.23435
+1cc to Mr.C.Anbu, Advocate, S.R.No.23216

सत्यमेव जयते

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SSD(CO)
CB(15/06/2021)

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