

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.03.2021

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

W.P No.6985 of 2021

&

WMP No.7436 & 7537 of 2021

Noorla

...Petitioner

.vs.

1. The Revenue Divisional Officer/Executive Magistrate,
Erode.
2. The Inspector of Police,
Erode Town Police Station,
Erode District.
3. The Superintendent,
District Jail,
Gopichettipalayam.

...Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Certiorari, calling for records in order No.M.M.860/2021/A2 dated 19th February, 2021 on the file of the Revenue Divisional Officer, Erode and quash the same.

For Petitioner : Mr.Deepan Uday

For Respondents : Mr.M.Mohamed Riyaz,
Addl. Public Prosecutor

ORDER

The subject matter of challenge in the present writ petition is the order passed by the Executive Magistrate under Section 120(1)(b) of Cr.P.C.

2. In the considered view of this Court, only a revision will lie against the order passed by the Executive Magistrate and in view of availability of an alternative remedy, this Writ Petition cannot be entertained. Liberty is granted to the

petitioner to file a criminal revision against the order passed by the Executive Magistrate and workout his remedy in accordance with law.

3. This writ petition is closed. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar

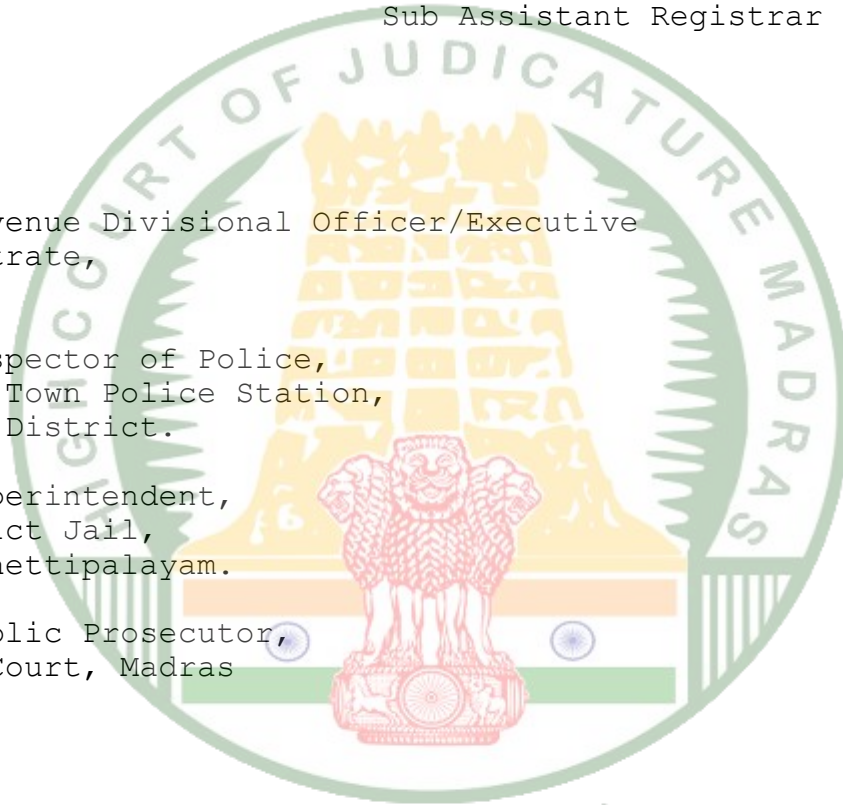
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Sub Assistant Registrar

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To

1. The Revenue Divisional Officer/Executive Magistrate, Erode.
2. The Inspector of Police, Erode Town Police Station, Erode District.
3. The Superintendent, District Jail, Gopichettipalayam.
4. The Public Prosecutor, High Court, Madras



सत्यमेव जयते

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PL(CO)
RN(10/05/2021)