

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 25.02.2021
CORAM

THE HONOURABLE MR.JUSTICE N. ANAND VENKATESH

CrI.OP.No.8838 of 2019
and CrI.MP.No.4673 of 2019

1.M/s.Pacific Infotech Private Limited,
Rep.by its Director,
Mr.Ashok B.Jeswani,
10/B, ABBAS Building, First Floor,
Jalbhair Street,
Near Dreamland Cinema,
Grant Road (East), Mumbai 400 004.

2.Ashok B.Jeswani,
Director,
M/s.Pacific Infotech Private Limited,
10/B, ABBAS Building, First Floor,
Jalbhair Street,
Near Dreamland Cinema,
Grant Road (East),
Mumbai 400 004.

3.Kishore B.Jeswani,
Director,
M/s.Pacific Infotech Private Limited,
10/B, ABBAS Building, First Floor,
Jalbhair Street,
Near Dreamland Cinema,
Grant Road (East), Mumbai 400 004.

4.Sanjay Daudayal Sharma,
Director,
M/s.Pacific Infotech Private Limited,
10/B, ABBAS Building, First Floor,
Jalbhair Street,
Near Dreamland Cinema,
Grant Road (East),
Mumbai 400 004.

...Petitioners/Accused 1 to 4
..Vs.

Ms/.Cadensworth India Limited,
Rep.by M.Sundararajan,
Power of Attorney,
SPL Guindy House,
95, Mount Road,
Guindy,
Chennai 600 032.

..Respondent/Complainant

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, call for the records in C.C.No.1425 of 2016, pending before the Metropolitan Magistrate Fast Track Court III, Saidapet, Chennai and quash the same.

For Petitioners : Mr.S.S.Swaminathan

For Respondent : Mr.V.T.Narendiran

ORDER

This criminal original petition has been filed seeking to quash the proceedings in C.C.No.1425 of 2016, pending on the file of the Metropolitan Magistrate Fast Track Court III, Saidapet, Chennai.

2. The grounds raised by the counsel for the petitioners is all factual in nature and it requires appreciation of evidence and this Court cannot decide the same in exercise of its jurisdiction under Section 482 of Criminal Procedure Code. It is left open to the petitioners to raise all the grounds before the Court and the same shall be considered on its own merits and in accordance with law. This Court is not inclined to interfere with the proceedings pending before the Court below.

3. Accordingly, this Criminal Original Petition is disposed of with a direction to the Court below to complete the proceedings in C.C.No.1425 of 2016, on the file of the Metropolitan Magistrate Fast Track Court III, Saidapet, Chennai, within a period of three months from the date of receipt of copy of this order. Consequently connected miscellaneous petition is closed.

Sd/-

Assistant Registrar

/True Copy/

Sub Assistant Registrar

To

The Metropolitan Magistrate Fast Track Court III,
Saidapet, Chennai

+1cc to Mr.S.S.Swaminathan, Advocate Sr.No.12382

+1cc to M/s.V.T.Narendiran, Advocate Sr.No.11731

AKM/4.3.21 /2P-4C/

Cr1.OP.No.8838 of 2019
25.02.2021