



IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 24.11.2021

CORAM:

THE HON'BLE MR.JUSTICE M.NIRMAL KUMAR

CRL.O.P.No.21637 of 2021

L.Chandrasekaran

... Petitioner/Accused

Versus

The State rep. by
The Deputy Superintendent of Police,
EOW-II Namakkal.
Crime No.1 of 2013

... Respondent/Complainant

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to set aside the order passed in Crl.M.P.No.898 of 2021 dated 29.09.2021 in C.C.No.20 of 2013, on the file of the Court of the Special Judge, Special Court under TNPID Act, Coimbatore.

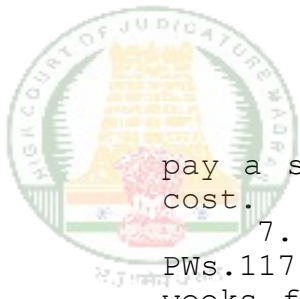
For Petitioner : Mr.S.Sheik Ismail

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

O R D E R

The petitioner/A2 in C.C. No.20 of 2013 on the file of Court of Special Judge, Special Court under TNPID Act, Coimbatore, is facing trial for offences under Sections 120-B, 420 IPC and Section 5 of the TNPID Act. The petitioner filed a Recall Petition under Section 311 Cr.P.C. to cross-examine PWs.1 to 118, the same was dismissed, against which the present petition has been filed.

2. The contention of the petitioner is that PWs.1 to 115 are investors, who had deposited in the schemes of the First accused company. The petitioner is only a Partner in the said company and he has not involved in the day to day affairs and business of the said company. The first accused company has got vast properties to the extent of 32.00 Acres, which are valued more than 20.00 Crores. For obvious reasons, the DRO as well the prosecution are not taking any steps to bring the properties to attachment and for auction, which would fetch more money than the liability of the first accused company. The petitioner has been falsely implicated in this case.



pay a sum of Rs.5,000/- each to them on their appearance, as cost.

7. It is further directed that the cross examination of PWs.117 and 118 has to be completed within a period of two weeks from the date of receipt of a copy of this order. This two weeks is only an outer limit.

8. With the above direction, the criminal original petition is disposed of.

Sd/-
Assistant Registrar(CS IX)

//True Copy//

Sub Assistant Registrar

vm/asr

To

1.The Special Judge, Special Court under TNPID Act, Coimbatore.

2.The Deputy Superintendent of Police,
EOW-II Namakkal.

3. The Public Prosecutor,
High Court, Chennai.

+1 cc to Mr.S.Sheik Ismail, Advocate Sr.NO. 60918

CRL.O.P.No.21637of 2021

NK(CO)
A.SK(25.11.2021)