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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.12.2021

CORAM:

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

CRL. O.P. NO.28652 OF 2017

AND

CRL.M.P.NOS.16227 AND 16228 OF 2017

P.Mylswami

... Petitioner/Accused

Versus

State by:

The Inspector of Police,
District Crime Branch,
Tiruppur.
(Crime No.1 of 2002)

... Respondent/Complainant

PRAYER : Criminal Original Petition filed under Section 482 Cr.P.C., to call for the records in C.C.No.122 of 2017, pending trial on the file of the Hon'ble Judicial Magistrate NO.1, Udumalpet and quash the same.

For Petitioner : Mr.S.Jaya Kumar

For Respondent : Mr.R.Kishore Kumar
Govt.Advocate (Crl.Side)

ORDER

This criminal original petition is filed to quash the proceedings in C.C.No.122 of 2017, pending trial on the file of the learned Judicial Magistrate No.1, Udumalpet.

2. When the matter is taken up for hearing, the learned counsel appearing for the petitioner arguing for a while, sought permission of this court to withdraw this petition with liberty to file necessary discharge application before the trial court. It is also stated by the learned counsel appearing for the petitioner that the so called bills said to have been forged, never produced before the trial court and it is open for the



petitioner to raise all such defence before the trial court. At this stage, he also seeks the indulgence of this court, to dispense with the personal appearance of the petitioner/accused before the trial Court.

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3. Accordingly, this petition is dismissed as withdrawn with liberty to file necessary discharge application before the trial court. The personal appearance of the petitioner/accused before the trial Court is dispensed with, except for receipt of copies, answering the charges, questioning under Section 313 Cr.P.C., or on any other date as may be required by the trial Court. Consequently, the connected criminal miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CS-VI)

//True Copy//

Sub Assistant Registrar

psa/asr

To

1. The Judicial Magistrate NO.1,
Udumalpet.
2. The Inspector of Police,
District Crime Branch,
Tiruppur.
3. The Public Prosecutor,
High Court, Madras.

Cr1. O.P. No.28652 of 2017

CA(CO)
RLP(12/01/2022)