



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.11.2021

CORAM

THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN

Crl.O.P.(MD)No.13304 of 2021

WEB COPY

Kumar

... Petitioner / Sole Accused

Vs.

1. The State rep. By,
The Inspector of Police,
Suthamalli police station,
Tirunelveli District.
(Crime No.416 of 2017). ... 1st Respondent / Complainant

2. Palaniraj ... 2nd Respondent /
Defacto Complainant

Prayer: Criminal Original petition is filed under Section 482 of Cr.P.C, to call for the records pertaining to C.C.No.88 of 2020 on the file of the learned Judicial Magistrate, Cheranmahadevi and quash the same as illegal.

For Petitioner : Mr.C.Senthil Murugan
For Respondents : Mr.T.Senthil Kumar,
Additional Public Prosecutor.

O R D E R

This criminal original petition has been filed for quashing the proceedings in C.C.No.88 of 2020 on the file of the Judicial Magistrate, Cheranmahadevi.

2. The defacto complainant Palaniraj is present before this Court. He has been duly identified by his Advocate Mr.M.Ramesh (418/2006). The defacto complainant has no objection for quashing the impugned proceedings. When the defacto complainant himself does not want to pursue the prosecution, no purpose will be served in keeping the impugned prosecution alive.

3. Therefore, the impugned prosecution is quashed. This criminal original petition is allowed. No costs.

Sd/-

Assistant Registrar (AS)

// True Copy //

/ /2021
Sub Assistant Registrar(CS)



Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To:

1. The Judicial Magistrate,
Cheranmahadevi, Tirunelveli District.
2. The Inspector of Police,
Suthamalli police station,
Tirunelveli District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

Cr1.O.P. (MD) No.13304 of 2021
09.11.2021

MGJ/SKN(18.11.2021) 2P 4C