



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 15.06.2021

CORAM:

THE HONOURABLE MR.JUSTICE **B.PUGALENDHI**

Cr1.OP(MD)No.16988 of 2016

and

Cr1.MP(MD)No.8382 of 2016

1.A.Sakthimurugan

2.P.Vijayarajan

3.A.Amsarajan

4.A.Leelavathi : Petitioners/A1 to A4

Vs.

1.The Sub Inspector of Police,
Theni Police Station,
Theni.

...1st Respondent/Complainant

2.Kadavul :2nd Respondent/Defacto Complainant

PRAYER: Petition filed under Section 482 of the Criminal Procedure Code to call for records relating to the case in S.T.C.No.1503 of 2015 on the file of the Judicial Magistrate, Theni and quash the same.

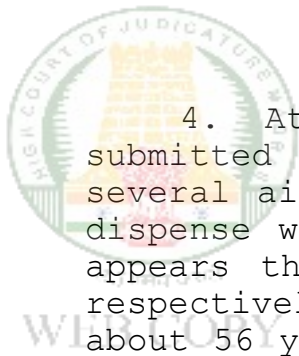
For Petitioners : Mr.Prithivi Raj
For Respondents : Mr.S.Ravi,
Standing Counsel for the State
for R.1
No appearance for R.2

ORDER

This criminal original petition is filed by the petitioners as against the proceedings pending against them in S.T.C.No.1503 of 2015 on the file of the learned Judicial Magistrate, Theni.

2. When the matter is taken up for hearing today, learned Counsel for the petitioners sought permission of this Court to withdraw this petition, with liberty to raise all the grounds, raised herein, before the trial Court.

3. In view of the aforesaid submission, granting liberty as prayed for, this criminal original petition stands dismissed as withdrawn.



4. At this juncture, learned Counsel for the petitioner submitted that the petitioners are age old persons, suffering from several ailments and therefore, sought indulgence of this Court to dispense with their personal appearance before the trial Court. It appears that the petitioners 2 & 3 are aged about 59 & 60 years respectively and the fourth petitioner, who is a woman, is aged about 56 years, suffering from age related ailments. Therefore, the trial Court shall dispense with the personal appearance of the petitioners 2 to 4, provided an undertaking affidavit is filed by them ensuring their appearance as and when required by the concerned Court. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CSIII)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

To

1.The Judicial Magistrate,
Theni.

2.The Sub Inspector of Police,
Theni Police Station,
Theni.

3. The Additional Public prosecutor,
Madurai Bench of Madras High Court, Madurai

+1 CC to M/s.D.SADIQ RAJA, Advocate (SR-19473[F] dated 17/06/2021)

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KB(23.06.2021) 2P 5C