



WEB COPY



Writ Petition Nos.4612, 4629,4030, 4031 of 2011

**IN THE HIGH COURT OF JUDICATURE AT MADRAS**

Dated: 02/12/2022

**C O R A M**

**THE HONOURABLE MR.JUSTICE N. SATHISH KUMAR**

**Writ Petition Nos.4612, 4029, 4030, 4031 of 2011**  
**and M.P.Nos.1,1,1,1,2,2,2,2,3,3,3,3 of 2011**

R.Dakshinamurthy  
33/8 C.P.Ramasamy Road, Alwarpet  
Chennai 600 018.

.. Petitioner in W.P.4612/2011

Kaashyap Technologies Limited  
represented by its Authorised Signatory  
R.Chandrasekar  
33/8 C.P.Ramasamy Road, Alwarpet  
Chennai 600 018.

2.A.Venkatramani  
Managing Director  
33/8 C.P.Ramasamy Road, Alwarpet  
Chennai 600 018.

3.R.Chandrasekar  
General Manager  
33/8 C.P.Ramasamy Road, Alwarpet  
Chennai 600 018.

4.Gopalan Ramamurthy  
Director  
33/8 C.P.Ramasamy Road, Alwarpet  
Chennai 600 018.



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5. Ganesan Annasamy

Director

33/8 C.P. Ramasamy Road, Alwarpet  
Chennai 600 018.

6. Thiruvengadam Santhanam

Director

33/8 C.P. Ramasamy Road, Alwarpet  
Chennai 600 018.

7. Vasumathy Vasudevan

Director

33/8 C.P. Ramasamy Road, Alwarpet  
Chennai 600 018.

... Petitioners in WP.4029,  
4030, 4031/2011

Vs.

1. Nitin Kumar Dhirajlal Gokal

2. The Metropolitan Magistrate

First Class, 23<sup>rd</sup> Court

Esplanade, Mumbai. ...

Respondents in all the  
writ petitions

**COMMON PRAYER** : Petitions filed under Article 226 of the Constitution of India praying for the issuance of writs of certiorarified mandamus to call for the records of the second respondent relating to the complaint in C.C.Nos.3305509, 2300595, 2300594, 230042 of 2010 pending on the file of the second respondent, quashing the same and consequently, direct the second respondent to return the complaint in the said case to the first respondent for presentation to the appropriate Court having territorial jurisdiction to try and entertain the same.



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|                 |     |                                                          |
|-----------------|-----|----------------------------------------------------------|
| For Petitioners | ... | Mr.V.Arunagiri                                           |
| For respondents | ... | Mr.Vivek Menon<br>for Mr.C.Prasanna Venkatesh<br>for R.1 |

### **COMMON ORDER**

These writ petitions have been filed praying to call for the records, relating to the complaints in C.C.Nos.3305509, 2300595, 2300594, 230042 of 2010 pending on the file of the second respondent, and quash the same and consequently direct the second respondent to return the complaints to the first respondent for presentation to the appropriate Court.

2. Heard Mr.V.Arunagiri, the learned counsel appearing for the petitioners in all the writ petitions and Mr.Vivek Menon, the learned counsel appearing for the first respondent.

3. Today, when the matters are taken up for hearing, the learned counsel appearing for the first respondent brought to the notice of this Court that the proceedings initiated before the competent Court at Mumbai are pending adjudication. Thus, the cause arose for the purpose of filing the instant writ petitions did not exist and hence, no further adjudication is required.



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N. SATHISH KUMAR, J

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4. In view of the above, these writ petitions are disposed of as infructuous. No costs. Consequently, the connected Miscellaneous Petitions are closed. No costs.

02/12/2022

Index : Yes / No

Internet: Yes

Speaking/non speaking order

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To

The Metropolitan Magistrate  
First Class, 23<sup>rd</sup> Court  
Esplanade, Mumbai.

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