

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Monday, the Twenty Fifth day of April Two Thousand Twenty Two

PRESENT

The Hon`ble Mr Justice A.D.JAGADISH CHANDIRA

CRIMINAL ORIGINAL PETITION (MD) No.7502 of 2022

AND CrI.M.P(MD).Nos.5120 & 5122 of 2022

H.RAJA

[PETITIONER / ACCUSED]

Vs

1 THE STATE REP. BY
THE INSPECTOR OF POLICE,
VIRUDHUNAGAR BAZZAR POLICE STATION,
VIRUDHUNAGAR DISTRICT.

[1st RESPONDENT / COMPLAINANT]

2 T.R.R. HARI HARAN
ASSISTANT COMMISSIONER
HINDU SAMAYA ARANALAITHURAI,
VIRUDHUNAGAR

[2nd RESPONDENT / DEFACTO COMPLAINANT]

Petition praying that in the circumstances stated therein the High Court will be pleased to

(i) Call for the proceedings in C.C.No.39 of 2021 on the file of the learned Judicial Magistrate No.II, Srivilliputtur and quash the same. [CrI.O.P.(MD).7502/2022]

(ii) Stay of all further proceedings in respect of the petitioner in C.C.No.39 of 2021 on the file of the learned Judicial Magistrate No.II, Srivilliputtur, pending disposal of the main CrI.O.P.(MD).No.7502 of 2022. [CrI.M.P.(MD).NO.5120/2022]

(iii) Dispense with the appearance of the petitioner in C.C.No.39 of 2021 on the file of the learned Judicial Magistrate No.II, Srivilliputtur, pending disposal of the main CrI.O.P.(MD).No.7502 of 2022. [CrI.M.P.(MD).NO.5122/2022]

Order : This petition coming on for orders upon perusing the petition and upon hearing the arguments of M/S.ANITHA P J, Advocate for the petitioner and of MR.A.GOKULAKRISHNAN, Additional public Prosecutor on behalf of the 1st Respondent the court made the following order:-

Learned counsel appearing for the petitioner would submit that in similar matters, this Court had granted stay of further proceedings.

2. There shall be an order of interim stay of all further proceedings in respect of the petitioner in C.C.No.39 of 2021 pending before the Judicial Magistrate NO.II, Srivilliputtur.

3. Personal appearance of the petitioner before the trial Court is dispensed with on a condition that the petitioner shall be duly represented by his counsel before the trial Court, on all hearing dates without fail.

4. Registry is directed to post this matter along with Crl.O.P.No.7546 of 2022 on 10.06.2022.

-sd/-
25/04/2022

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE JUDICIAL MAGISTRATE,
NO.II, SRIVILLIPUTTUR.

2 THE CHIEF JUDICIAL MAGISTRATE
VIRUDHUNAGAR [FOR INFORMATION]

3 THE INSPECTOR OF POLICE,
VIRUDHUNAGAR BAZZAR POLICE STATION,
VIRUDHUNAGAR DISTRICT.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S.ANITHA P J, Advocate on payment of necessary charges

CLOP(MD) .7502/2022
AND Cr1.M.P(MD) .Nos.5120 & 5122/2022

Date :25/04/2022

JPA 29/04/2022