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CrI.O.P.No.19562 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.07.2022

CORAM:

THE HONOURABLE Dr. JUSTICE **G.JAYACHANDRAN**

CrI.O.P.No.19562 of 2021

1.Arumugam
2.Jayasudhan
3.Rajesh
4.Kumar
5.Govindharaj
6.Nattar @ Raju
7.Adhimoolam

..Petitioners

Vs.

The State of Tamil Nadu,
Rep by its Station House Officer,
Arumbavoor Police Station,
Perambalur District.
Crime No.214 of 2015

..Respondent

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to set aside the docket order dated 07.08.2021 made in CrI.M.P.No.586 of 2021 in Spl.S.C.No.24 of 2019, pending on the file of the District Sessions Special Judge of SC/ST, Perambalur and direct splitting up of the case in so far as these petitioners/accused are concerned and complete the trial within a time frame.



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CrI.O.P.No.19562 of 2021

For petitioners : Mr.R.Veeramani

For Respondent : Mr.N.S.Suganthan
Government Advocate (CrI.Side)

ORDER

This Criminal Original Petition is filed by the accused 2 to 5 and 7 to 9 in Spl.S.C.No.24 of 2019 on the file of the Special Court for SC and ST (Prevention of Atrocities) Act, Perambalur, being aggrieved by the dismissal of their petition seeking split up of the case from A.6.

2. According to these petitioners, in view of the interim stay granted by this Court in the petition filed by A6, the trial Court is not proceeding with the trial though there is no stay of proceedings as far as these petitioners are concerned. The trial Court citing the pendency of the quash petition pending in High Court filed by the co-accused had declined to split up the case against the remaining accused and the said order dated 07.08.2021 is subjected to challenge before this Court in this petition.

3. Today, it is reported that the case has already been split up and assigned Spl.S.C.No.27 of 2022. Since the petition filed by the co-accused namely



Crl.O.P.No.19562 of 2021

A6 also disposed of today vide separate order in Crl.O.P.No.1988 of 2019, there is no impediment to the trial Court to proceed against these petitioners in the split up Spl.S.C.No.27 of 2022. Therefore, the petition No.19562 of 2021 is disposed of with a direction to the trial Court to complete the trial preferably within four months.

4. In the result, the Crl.O.P.No.19562 of 2021 filed by A2 to 5 and A7 to 9 is disposed of with a direction to complete the trial expeditiously, preferably within a period of four (4) months from the date of receipt of a copy of the order.

07.07.2022
2/2

Index : Yes/No
Internet : Yes/No.
Speaking order/Non-speaking order

rpl

To,

- 1.The District Sessions Special Judge of SC/ST, Perambalur.
- 2.The Judicial Magistrate Court, Perambalur.
- 3.The Deputy Superintendent of Police,
Perambalur,
Perambalur District.



CrI.O.P.No.19562 of 2021

4.The Inspector of Police,
Arumbavoor Police Station,
Perambalur District.

5.The Public Prosecutor, High Court, Madras.



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Crl.O.P.No.19562 of 2021

Dr.G.JAYACHANDRAN,J.

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Crl.O.P.No.19562 of 2021

07.07.2022