



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATE: 05.01.2022
CORAM
THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR
Crl.O.P.No.14695 of 2017

M.V.Bhavani Shankar
S/o.M.K.Venkatesan

... Petitioner

Vs.

A.J.Seetharaman

... Respondent

Prayer: Original Petition filed under Section 407 Cr.P.C to permit the petitioner to withdraw the case in C.C.No.85 of 2008 pending on the file of Judicial Magistrate, Vandavasi and to transfer to the file of Judicial Magistrate Court-I, Poonamallee for proper and further proceedings in accordance with law.

For Petitioner : No representation

For Respondent : Mr.V.Parthiban
for Mr.A.Ilayaperumal

ORDER

This petition has been filed to withdraw the case in C.C.No.85 of 2008 pending on the file of Judicial Magistrate, Vandavasi and to transfer the same to the file Judicial Magistrate Court I, Poonamallee. The transfer has been sought on the ground of lack of jurisdiction.

2. There is no representation for the petitioner. Heard the learned counsel for the respondent.

3. In the instant case, this Court finds that the cheque was presented in the complainant bank at Porur and the case was filed in Vandavasi This Court is of the view that in view of Section 4 of the Negotiable Instruments (Amendment) Second Ordinance, 2015 wherein Section 142A was inserted in the Negotiable Instruments Act, 1881, there is no need to transfer the case.

Accordingly, this Criminal Original Petition is dismissed.

Sd/-

Assistant Registrar(CS)

//True Copy//

Sub Assistant Registrar

gpa/gba

To

1.The Judicial Magistrate,Vandavasi.

+1 cc to Mr.Elayaraja, Advocate Sr.NO.1183

+1 cc to Mr.A.Ilayaperumal, Advocate Sr.NO. 591

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mg (CO)

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A.SK(21.01.2022)