



**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
CIVIL APPELLATE JURISDICTION**

**WEDNESDAY, THE TWENTY THIRD DAY OF FEBRUARY TWO THOUSAND TWENTY TWO
PRESENT**

THE HON`BLE MR.JUSTICE G.ILANGO VAN

CRL MP(MD)NO.550 OF 2022

IN

CRL.OP(MD)NO.16547 OF 2018

WEB COPY

Kannan

... Petitioner/Accused
Vs

1.State rep. By

The Inspector of Police,
District Police Office,
District Crime Branch,
Ramnad District.

(In Cr.No. 03/2008)

Respondents/Complainant

2.P.Venkatachalam

... Respondents/Defacto Complainant

Prayer in Crl.MP(MD)No.550 of 2022 :- Criminal Miscellaneous Petition filed under Section 482 of Cr.P.C., to restore to set aside the order in Crl.O.P(MD)No.16547 of 2018 dt.16.12.2021 and restore the same dismissed for default along with Criminal Miscellaneous Petition.

Prayer in Crl.OP(MD)No.16547 of 2018:- Criminal Original Petition filed under Section 482 of Cr.P.C., to call for the records relating to Charge Sheet in C.C.No.182 of 2014, dated 06.12.2014 on the file of the Judicial Magistrate No.II, Ramanathapuram.

ORDER:- This Criminal Miscellaneous Petition coming on for orders on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.S.Manthiralingeswaran, Advocate for the Petitioner and of Mr.B.Nambi Selvan, Additional Public Prosecutor for the 1st respondent this Court made the following order:-

Due to the non appearance of the petitioner the said Criminal Original Petition was dismissed for default on 16.12.2021.

2. The learned counsel appearing for the petitioner would submit that one of the counsel was affected cough and flu and the another counsel went to Chennai to attend M.L. Exam and hence, they have not appeared before this Court.



3. Considering the reasons stated in the affidavit filed in support of this petition, this petition is allowed.

Sd/-

Assistant Registrar (CS-I)

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// True Copy //

/ /2022

Sub Assistant Registrar(CS)

TO

- 1.The Judicial Magistrate No.II,
Ramanathapuram.
- 2.The Inspector of Police,
District Police Office,
District Crime Branch,
Ramanathapuram District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Copy to:

The Section Officer,
Criminal Section,
Madurai Bench of Madras High Court, Madurai.

ORDER DATED : 23/02/2022

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ORDER

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CRL MP(MD)No.550 of 2022

in

CRL.OP(MD)No.16547 of 2018

Giving direction and etc.
as stated within.

KS (CO)

GC (04.03.2022) 2P 5C