



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.04.2022

CORAM:

THE HON'BLE MR.JUSTICE G.K.ILANTHIRAIYAN

Crl.R.C. (MD) No.61 of 2021

Shahul Hameed

... Revision Petitioner/
Complainant

Vs.

1. Palpandi
2. Shanmugavadivu
3. Chellapandi
4. Dinesh Kumar
5. Nimilan

... Respondents/Accused

6. The Inspector of Police,
Thallakullam Police Station,
Madurai.

... Respondents

Prayer: This Criminal Revision Petition filed under Section 397 r/w 401 Cr.P.C. to call for the records in Crl.M.P.No.2139 of 2020 on the file of the learned Judicial Magistrate No.II, Madurai and set aside the order in Crl.M.P.No.2139 of 2020, dated 24.09.2022 passed by the learned Judicial Magistrate No.II, Madurai.

For Petitioner	: Mr.A.Raja
For R1 and R2	: Mr.P.Saravanan
For R5	: Mr.Sakthi Kumar
For R6	: Mrs.M.Aasha
	Government Advocate (Crl. Side)

ORDER

The criminal revision petition has been filed challenging the order passed in Crl.M.P.No.2139 of 2020 on the file of the learned Judicial Magistrate No.II, Madurai, thereby, dismissed the petition seeking direction under Section 156(3) of Cr.P.C.

2.On perusal of the complaint lodged by the petitioner revealed that the petitioner had executed power of attorney in favour of the first respondent herein. On the strength of the power of attorney, the first respondent had executed sale deed in favour of one Nimilan/fifth respondent. Further alleged that the said power of attorney had been fabricated by the first respondent and executed sale deed. The petitioner had also filed a suit in O.S.No.600 of 2019 on the file of the Additional District Munsif Court, Madurai, for declaring the sale deed, dated 22.05.2019 as



3. Heard the learned Counsel appearing for the petitioner, the learned Counsel appearing for the respondents 1 and 2, the learned Counsel appearing for the fifth respondent and the learned Government Advocate (Crl.Side) appearing for the sixth respondent.

4. Therefore, the Court below rightly dismissed the petition filed for direction under Section 156(3) of Cr.P.C. This Court finds no infirmity or illegality in the order passed by the Court below. The criminal revision petition is dismissed. However, the petitioner is at liberty to lodge a private complaint in the manner known to law, if so advised.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2022

Sub Assistant Registrar (CS)

lr

Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1. The Judicial Magistrate No.II,
Madurai.
2. The Inspector of Police,
Thallakullam Police Station,
Madurai.
3. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.A.VADIVEL, Advocate (SR-20616[F] dated 22/04/2022)

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USK/06.05.2022/2P/5C