



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.04.2022

CORAM:

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

Crl.R.C. (MD)No.446 of 2021

P.Oliver Robersan

... Petitioner

Vs.

1.The Inspector of Police,
Kottar Police Station,
Kottar,
Kanyakumari District.

2.K.Neela Narayanan

... Respondents

Prayer: This Criminal Revision Petition filed under Section 397 r/w 401 Cr.P.C. to call for the records pertaining to the order dated 08.09.2020 passed in Crl.M.P.No.2886 of 2020 on the file of the learned Judicial Magistrate No.I, Nagercoil and set aside the same as illegal.

For Petitioner : Mr.N.Pragalathan

For R1 : Mrs.M.Aasha
Government Advocate (Crl.Side)

For R2 : Mr.B.Brijesh Kishore

ORDER

The Criminal revision petition has been filed seeking to set aside the order passed in Crl.M.P.No.2886 of 2020, by the learned Judicial Magistrate No.I, Nagercoil, thereby, dismissed the complaint filed for direction under Section 156(3) of Cr.P.C.

2.On perusal of the complaint lodged by the petitioner revealed that the second respondent borrowed a sum of Rs.3,87,800/- to redeem the jewels, which were already pledged in Federal Bank. However, he failed to repay the said amount. Thereafter, he pledged his motor cycle and also issued two blank cheques as security. However, the respondent failed to make a payment.

3.In view of the above, the entire allegations are civil in nature and no offence is made out as against the second respondent.



4. Therefore, the Court below rightly dismissed the complaint and this court finds no infirmity and illegality in the order passed by the Court below. Accordingly the criminal revision petition is dismissed.

WEB COPY

Sd/-

Assistant Registrar (AD II)

// 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 Inspector of Police,
Kottar Police Station,
Kottar,
Kanyakumari District.
- 2 The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

CrI.R.C.(MD)No.446 of 2021
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_SS/26.05.2022 : 2P/3C