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CONT.P.(MD)No.1181 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.08.2022

CORAM:

THE HONOURABLE MR.JUSTICE V.SIVAGNANAM

CONT.P.(MD)No.1181 of 2022

in

CrI.O.P(MD)No.4805 of 2022

Pandi @ Pulsar Pandi,

: Petitioner

Vs

Thamim Ansari,
The II Class Executive Magistrate Cum Thasildar,
Paramakudi,
Ramanathapuram District

: Respondent

PRAYER: Contempt Petition filed under Section 10 of the Contempt of Courts Act, to punish the Contemnor/respondent for the willfully disobedience and violation of the order of the High Court passed in CrI.O.P.No.4805/2022 dated 14-03-2022.

For Petitioner : Mr.K. Sathish Kumar,

For Respondent : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor



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ORDER

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Alleging wilful disobedience of the order passed by this Court in CrI.O.P(MD)No.4805 of 2022, this Contempt Petition has been filed.

2.When the matter is taken up for hearing today, the learned Additional Public Prosecutor submitted that in the order passed by this Court in CrI.O.P(MD)No. 4805 of 2022, there is no direction was issued. But, only the summon in M.C.No.57 of 2022 was quashed and liberty was given to the respondent therein, to issue a fresh summon by complying with Section 111 of Cr.P.C to the petitioner therein. Under these circumstances, no contempt will lie.

3.This Court in CrI.O.P(MD)No.4805 of 2022, dated 14.03.2022, held as follows:

'7.In view of the above, the impugned summon issued by the first respondent cannot be sustained as against the petitioner and is liable to be quashed. Accordingly, the proceedings in M.C.No.57 of 2022 are quashed and the criminal original petition is allowed. Consequently, the connected miscellaneous petition is also closed. However, the first respondent is at liberty to issue fresh summon, after complying with the Section 111 of Cr.P.C to the petitioner.'



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4.In view of the above, this contempt petition stands closed.

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Index:Yes/No
Internet:Yes/No
lr

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To

The II Class Executive Magistrate Cum Thasildar,
Paramakudi,
Ramanathapuram District



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V.SIVAGNANAM, J.

lr

ORDER MADE IN
CONT.P.(MD)No.1181 of 2022

22.08.2022