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Crl.O.P.(MD) No.16299 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.11.2022

CORAM

THE HON'BLE MR.JUSTICE **SATHI KUMAR SUKUMARA KURUP**

CRL.O.P(MD)No.16299 of 2022

and

Crl.M.P(MD)No.10814 of 2022

Harikrishnan

...Petitioner

-VS-

1.The Executive Magistrate-II-cum-Tahsildar,
Paramakudi, Ramanathapuram District.

2.The Inspector of Police,
Emaneshwaram Police Station,
Ramanathapuram District.

...Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to call for the records pertaining to the proceedings issued by the Respondents in M.C.No.219/22, dated 20.07.2022 passed by the first Respondent under Section 110(e) Cr.P.C., and to quash the same.

For Petitioner	: Mr.J.Vishnu
For Respondents	: Mr.R.Suresh Kumar
	Government Advocate (crl.side)

ORDER

The learned Counsel for the Petitioner submitted that this Petition had been filed to quash the proceedings issued by the first Respondents in M.C.No.219/22, dated 20.07.2022 under Section



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110(e) Cr.P.C.

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2.The learned Counsel for the Petitioner submitted that there is one previous case against the Petitioner, whereas, 110 proceedings are initiated only against the habitual offenders.

3.To the query of this Court, whether there is any other case is pending against the Petitioner or whether any history sheet is maintain in respect of the Petitioner, the learned Government Advocate (Crl.side) submitted that there is only one previous case is pending against the Petitioner and no history sheet is maintained in respect of the Petitioner.

4.In the light of the above, this Criminal Original Petition is allowed and the proceedings initiated by the first Respondent in M.C.No.219/22, dated 20.07.2022, is quashed. Consequently, connected Miscellaneous Petition is closed.

22.11.2022

Index:Yes/No

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- 1.The Executive Magistrate-II-cum-Tahsildar,
Paramakudi, Ramanathapuram District.
- 2.The Inspector of Police,
Emaneshwaram Police Station,
Ramanathapuram District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madruai.



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SATHI KUMAR SUKUMARA KURUP, J.

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