



Crl.O.P.(MD) No.16712 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

Dated: 25.11.2022

CORAM:

THE HON'BLE MR.JUSTICE SATHI KUMAR SUKUMARA KURUP

Crl.O.P.(MD) No.16712 of 2022

and

CrI.M.P(MD)No. 11189 of 2022

Muhesh @ Kambatharasan

..Petitioner

Vs.

1.The Sub Divisional Magistrate cum
Revenue Divisional Officer
Thirumangalam, Madurai District

2.The Inspector of Police,
Thirumangalam Town Police Station,
Madurai District

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C.
praying to call for the records relating to the summon in M.C.No.
3291/2022/A1 dated 09.09.2022 quash the same as illegal as against the
Petitioner.

For Petitioner : Mr.S.Prabhu
For Respondents : Mr.R.Sivakumar
Government Advocate(Crl.Side)



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ORDER

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This petition is filed to quash the proceedings initiated by the first Respondent in M.C.No.3291/2022/A1 dated 09.09.2022.

2. It is the contention of the learned Counsel for the Petitioner that the Petitioner was issued summons under Section 110 of Cr.P.C. It is the further submission of the learned Counsel for the Petitioner that except one case no other case is pending against him. It is the further submission that in the summons the specific case pending against him is not mentioned.

3. The learned Government Advocate(Crl.Side) would submit that only one case pending against the Petitioner.

4. On consideration of the rival submissions, it is found that as rightly pointed out by the learned Counsel for the Petitioner the summons issued to the Petitioner does not mention the crime number or the case or cases pending against him.



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6.Accordingly, this Criminal Original Petition is allowed. The impugned order passed by the first Respondent in M.C.No.3291/2022/A1 dated 09.09.2022 on the file of the first Respondent is hereby quashed. Consequently, connected miscellaneous petition is closed.

25.11.2022

Internet:Yes
Index:Yes/No
Speaking/Non speaking order
aav



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To

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- 1.The Sub Divisional Magistrate cum
Revenue Divisional Officer
Thirumangalam, Madurai District
- 2.The Inspector of Police,
Thirumangalam Town Police Station,
Madurai District
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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SATHI KUMAR SUKUMARA KURUP, J.

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