



Crl.O.P.(MD) No.16829 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.10.2022

CORAM

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

CRL.O.P(MD)No.16829 of 2022

and

Crl.M.P.(MD)No.11270 of 2022

R.Balanagaiya

...Petitioner

VS

K.Meganathan

...Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to withdraw the case in S.T.C.No.21 of 2018 before the learned Fast Track Court (Magistrate Level), Thanjavur, and to transfer the same to the learned Fast Track Court (Magistrate Level), Theni.

For Petitioner
For Respondent

: Mr.R.Shankar Ganesh
: Mr.P.Venkatesan



Crl.O.P.(MD) No.16829 of 2022

ORDER

WEB COPY

This Criminal Original Petition is filed seeking to withdraw the case in S.T.C.No.21 of 2018 before the learned Fast Track Court (Magistrate Level), Thanjavur, and to transfer the same to the learned Fast Track Court (Magistrate Level), Theni.

2.Heard the learned Counsel for the Petitioner and the learned Counsel for the Respondent.

3.The learned Counsel for the Petitioner states that the Petitioner is arrayed as accused in S.T.C.No.21 of 2018. The case is under Section 138 of Negotiable Instruments Act, before the learned Judicial Magistrate, Fast Track Court, Thanjavur. It is the further submission of the learned Counsel for the Petitioner that the Respondent is none other than the cousin of the Petitioner. Also, there has been a partition suit between the Respondent and the Petitioner herein in O.S.No.42 of 2018 on the file of the learned Fast Track Court (Magistrate Level), Theni. Therefore, the learned Counsel for the Petitioner seeks to withdraw the complaint in S.T.C.No.21 of 2018 before the learned Judicial Magistrate, Fast Track Court, Thanjavur and transfer the same to the Court of learned



Crl.O.P.(MD) No.16829 of 2022

Judicial Magistrate, Fast Track Court, Theni.

WEB COPY

4.The learned Counsel for the second Respondent has no objection.

5.On the consent of the learned Counsel for the Respondent, this Petition is allowed. The case in S.T.C.No.21 of 2018 is withdrawn from the file of the learned Judicial Magistrate, Fast Track Court, Thanjavur and transferred to the Court of learned Judicial Magistrate, Fast Track Court, Theni. The learned Judicial Magistrate, Fast Track Court, Theni, is directed to proceed with the trial as per law.

17.10.2022

Index:Yes/No

cmr

To

- 1.The Fast Track Court (Magistrate Level),
Thanjavur.
- 2.The Fast Track Court (Magistrate Level), Theni.

3/4



WEB COPY



Crl.O.P.(MD) No.16829 of 2022

SATHI KUMAR SUKUMARA KURUP, J.

cmr

CRL.O.P(MD)No.16829 of 2022

17.10.2022