



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Tuesday, the Thirteenth day of December Two Thousand and Twenty Two

PRESENT

WEB COPY

The Hon`ble Mr.Justice K.MURALI SHANKAR

CRL MP(MD) No.15443 of 2022
in
CRL OP(MD) No.21917 of 2022

1 LOGANATHAN
2 THIYAMUTHU @ DEIVANNAYAKI
3 ARUNKUMAR

... PETITIONERS/ACCUSED NO.2 TO 4

Vs

1 State Rep.by
THE INSPECTOR OF POLICE
ALL WOMAN POLICE STATION,
RAMANATHAPURAM DISTRICT.
(CRIME NO.15 OF 2021)

... 1ST RESPONDENT/COMPLAINANT

2 VINOTHINI

... 2ND RESPONDENT/DEFACTO COMPLAINANT

Petition filed praying that in the circumstances stated therein and in the petition filed therewith the High Court may be pleased to dispense with the personal appearance of the petitioners/Accused No.2 to 4 relating to the charge sheet in C.C.No.69 of 2022 on the file of Additional Mahila Court, Ramanathapuram pending disposal above quash petition.

Prayer in CRL OP(MD). 21917/ 2022 :

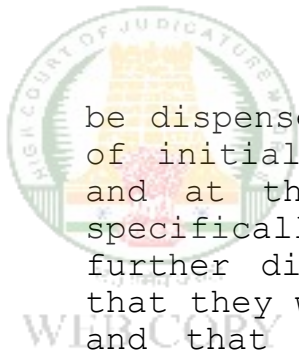
To call for records relating to the charge sheet in CC.No.69 of 2022 on the file of Additional Mahila Court, Ramanathapuram Quash the same as against the petitioners/Accused No.2 to 4.

Order : This petition coming up for orders on this day, upon perusing the petition filed in support thereof and upon hearing the arguments of M/S.M.SUBASH BABU, Advocate for the petitioners and of MR.SS.MADHAVAN, Government Advocate (Crl.Side) on behalf of the 1st Respondent, the court made the following order:-

Heard the learned counsel appearing for the petitioners and the learned Government Advocate (Criminal Side) appearing for the first respondent.

2.Considering the facts and circumstances, the personal appearance of the petitioners before the trial Court is ordered to

<https://www.mca.gov.in/judis>



be dispensed with, on conditions that they shall appear at the time of initial questioning, proceedings under Section 313 of Cr.P.C., and at the time of passing judgment and on all the hearings, specifically directed by the trial court. The petitioners are further directed to give an undertaking in the form of affidavit that they will be duly represented by a counsel on all hearing dates and that the Counsel representing them will cross examine the prosecution witnesses on the same day they are examined in chief. The petitioners shall not dispute the identity of the witnesses. The petitioners shall appear before the Court in the event their presence is insisted by the trial judge for the purpose of identification. If the petitioners adopts any dilatorial tactics, it is open to the Trial Court to insist for their appearance and deal with the petitioners in accordance with the judgment of Supreme Court of India, **in State of Uttar Pradesh Vs. Shambunath Singh**, reported in **2001 (4) SCC 667**.

sd/-
13/12/2022

/ TRUE COPY /

/12/2022
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

CSM

TO

- 1 THE ADDITIONAL MAHILA COURT, RAMANATHAPURAM.
- 2 THE INSPECTOR OF POLICE, ALL WOMAN POLICE STATION,
RAMANATHAPURAM DISTRICT.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.SUBASH BABU M, Advocate (SR-14840[I] dated 14/12/2022)

ORDER
IN
CRL MP(MD) No.15443 of 2022
in
CRL OP(MD) No.21917 of 2022
Date :13/12/2022

RS/VR/SAR.3(23.12.2022) 2P-5C