



CrI.O.P.(MD) No.22870 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.12.2022

CORAM:

THE HONOURABLE MR. JUSTICE K.MURALI SHANKAR

CrI.O.P.(MD) No.22870 of 2022

and

CrI.M.P.(MD) No.16183 of 2022

M.Punugukaruppu @ Chinnamuni,

: Petitioner

Vs

1. The Inspector of Police,
Sedapatti Police Station,
Madurai District
(Crime No.242 of 2021).

2. Kaveri,

: Respondents

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying this Court to call for the records relating to the proceedings in C.C.No.276 of 2022, on the file of learned District Munsif cum Judicial Magistrate, Peraiyur, Madurai District and quash the same as against the petitioner.



WEB COPY



CrI.O.P.(MD) No.22870 of 2022

For Petitioner : Mr.M.Karunanithi
For R1 : Mr.R.Sivakumar
Government Advocate (Crl.Side)

ORDER

This criminal original petition has been filed seeking to quash the C.C.No.276 of 2022, on the file of learned District Munsif cum Judicial Magistrate, Peraiyur, Madurai District.

2.The learned Counsel appearing for the petitioner would submit that it would be suffice if the trial Court is directed to complete the trial in C.C.No. 276 of 2022, within a time stipulated by this Court, since the petitioner is going to attend examination on 05.01.2023, for Army Service.

3. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl.Side) appearing for the first respondent.

4. It is evident from the records that on the basis of the complaint lodged by the second respondent, FIR came to be registered in Crime No.242 of 2021 and that the first respondent, after completing the investigation, has laid the final report before the learned District Munsif cum Judicial



Crl.O.P.(MD) No.22870 of 2022

Magistrate, Peraiyur, Madurai District and the same was taken on file in C.C.No.276 of 2022.

5. The main contention of the petitioner is that FIR was registered in the year 2021 and the charge sheet has been filed in the year 2022. The High Court has already issued Circulars to the District Judiciary directing the Courts to give priority for the cases relating to the Senior Citizens, HIV affected persons, Defence personnel, women and children etc., The petitioner without approaching the trial Court has directly approached this Court. In the absence of total pending particulars and the work burden of that particular Court, this Court is not inclined to give any direction to dispose of the case within the specified period of time.

6. However, the trial Court is required to give priority to the cases, as per the Circulars of the High Court. The petitioner is at liberty to approach the trial Court and if such requisition for early disposal of the case is made, the learned trial Judge is directed to consider the same, in the light of the circulars issued by this Court.



CrI.O.P.(MD) No.22870 of 2022

7. With the above observation and direction, this Criminal Original Petition stands disposed of. Consequently, connected miscellaneous petition is closed.

23.12.2022

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

To

1. The District Munsif cum
Judicial Magistrate,
Peraiyur, Madurai District.

2. The Inspector of Police,
Sedapatti Police Station,
Madurai District

3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



CrI.O.P.(MD) No.22870 of 2022

K.MURALI SHANKAR, J.

lr

CrI.O.P.(MD) No.22870 of 2022

23.12.2022