



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.04.2023

CORAM

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.Nos.26828 & 27037 of 2019

And

Crl.M.P.Nos. 14293, 14295, 14444 & 14445 of 2019

Arunraj ... Petitioner/Accused in Crl.O.P.No. 26828/2019

Gowrishankar ... Petitioner/Accused in Crl.O.P.No. 27037/2019

Vs

R.Raja ...Respondent/Complainant in Crl.O.P.No. 26828/2019

G.Sarathkumar ...Respondent/Complainant in Crl.O.P.No. 27037/2019

Prayer in Crl.O.P.No. 26828/2019: Criminal Original Petition filed under Section 482 Cr.P.C., to call for the records relating to the proceedings of the complaint in STC No. 800 of 2019 on the file of the Judicial Magistrate No. 4, Salem, Salem District and quash the same.

Prayer in Crl.O.P.No.27037/2019: Criminal Original Petition filed under Section 482 Cr.P.C., to call for the records relating to the proceedings of the complaint in STC No. 911 of 2019 on the file of the Judicial Magistrate No. 6, Salem, Salem District and quash the same.



For Petitioners in
both Crl.O.Ps. : Mr. M.Senthilkumar

For Respondents in
both Crl.O.Ps. : Mr.T.karunakaran

COMMON ORDER

These Petitions are to quash the complaint under Section 138 of the Negotiable Instruments Act.

2. The only ground raised by the petitioners in both the Petitions is that the complainants had forged the signatures of the petitioners and have presented the cheques for collection.

3. The points raised by the petitioners have to be adjudicated only before the trial Court. Hence, this Court is not inclined to entertain the quash petitions. However, the petitioners are at liberty to raise all points before the trial Court.



4. In view of the above, these Criminal Original Petitions are dismissed.

Consequently, connected Civil Miscellaneous Petitions are also dismissed.

03.04.2023

vsg

Index: Yes/No

Speaking Order / Non-Speaking Order

Neutral Citation: Yes / No

To

1. Judicial Magistrate No. 4, Salem, Salem District

2. Judicial Magistrate No. 6, Salem, Salem District



WEB COPY



4

SUNDER MOHAN. J.

vsg

**Crl.O.P.Nos.26828 & 27037 of 2019
And**

**Crl.M.P.Nos. 14293, 14295,
14444 & 14445 of 2019**

03.04.2023