



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.09.2023

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Crl.O.P.No.20613 of 2023

K.Karthik

... Petitioner

Vs.

The Inspector of Police,
Modakurichi Police Station
Erode District.

...Respondent

PRAYER : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct to complete the trial in CC.No.177/2015 on the file of the Judicial Magistrate Court No.III, Erode & District.

For Petitioner : M/S.J.Titus Enock

For Respondent : Mr.A.Damodaran
Additional Public Prosecutor



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ORDER

This petition has been filed for a direction to the court below to complete the proceedings in C.C.No.177 of 2015 within the time frame fixed by this court.

2.The learned Additional Public Prosecutor on instructions submitted that the investigation was conducted on a case and counter and final report was filed in the both cases. C.C.No.177 of 2015 is pending before the learned Judicial Magistrate-III, Erode and C.C.No.39 of 2015 is pending before the learned Judicial Magistrate-II, Erode. It was brought to the notice of this Court that the trial has not commenced in both the cases.

3.In the light of the above submission, the case in C.C.No.39 of 2015 pending on the file of the learned Judicial Magistrate-II, Erode is withdrawn and is transferred to the file of the learned Judicial Magistrate-III, Erode to be tried along with CC.No.177 of 2015 in line with the judgment of the Apex Court in *Nathi Lal and others vs. State of Uttarpradesh and another*



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reported in **1990 (Supp) SCC 145**. The Trial Court shall complete the proceedings, within a period of six months from the date of receipt of copy of this order.

4.This criminal original petition is disposed of with the above direction.

08.09.2023

Index : Yes/No
Internet : Yes/No
Speaking/Non-Speaking Order
Neutral Citation : Yes/No
SSR

To

- 1.The Judicial Magistrate Court No.III,
Erode.
- 2.The Inspector of Police,
Modakurichi Police Station
Erode District..
- 3.The Public Prosecutor,
High Court, Madras.



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N.ANAND VENKATESH, J

SSR

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