



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.09.2023

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.21410 of 2023
and Crl.MP.Nos.14753 and 14754 of 2023

1.Nataraj, A-58 Y
S/o.Ponnusamy

2.Saravanan, A-26 Y
S/o.Nataraj

.. Petitioners/Accused 1 & 2

.Vs.

1.State of Tamil Nadu rep.by
The Inspector of Police
Kangeyam Police Station.

.. Respondent/Complainant

(Crime No.177 of 2023)

2.Mani
W/o.Veluchamy

..Respondent/De facto Complainant

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in S.C.No.244 of 2023, on the file of the learned III Additional District Judge, Tiruppur and quash the same.

For Petitioners : Mr.Thangavel
for Mr.V.Balamurugan

For Respondents: Mr.A.Gopinath
Government Advocate (Crl.side)
for R1



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ORDER

This petition has been filed to quash the proceedings in S.C.No.244 of 2023, pending on the file of the learned III Additional District Judge, Tiruppur.

2. The grounds raised by the counsel for the petitioners are all factual in nature and it requires appreciation of evidence and this Court cannot decide the same in exercise of its jurisdiction under Section 482 of Criminal Procedure Code. It is left open to the petitioners to raise all the grounds before the Court below and the same shall be considered on its own merits and in accordance with law. This Court is not inclined to interfere with the proceedings pending before the Court below.

3. Accordingly, this Criminal Original Petition is dismissed with a direction to the Court below to complete the proceedings in S.C.No.244 of 2023, pending on the file of the learned III Additional District Judge, Tiruppur within a period of six months from the date of receipt of a copy of this order. Consequently, the connected miscellaneous petitions are closed.

26.09.2023

Index : Yes/No
Internet : Yes/No
Speaking Order/Non-Speaking Order
KP



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To

1. The Inspector of Police
Kangeyam Police Station.
2. III Additional District Judge
Tiruppur.
3. The Public Prosecutor
High Court, Madras.



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N. ANAND VENKATESH, J.

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