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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.08.2023

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.27905 of 2022
and Crl.MP.No.17143 of 2022

Nadhiya, F/30
D/o.Perumal

.. Petitioner/De facto Complainant

.Vs.

1.S.Palanisamy, M/57
Son of Shanmugam

..Respondent-1/Petitioner/Accused

2.Sub Inspector of Police
Tirupattur Town P.S.
Tirupattur.

..Respondent-2/Sole Respondent

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to set aside the order passed in Tr.CMP.No.4538 of 2021 dated 25.8.2022 on the file of the Principal District Judge's Court, Vellore, Vellore District.

For Petitioner : Mr. P.A.Sudesh Kumar

For Respondents : Mr.A.Gopinath
Government Advocate(Crl.Side)
for R2

Mr.E.Kannadasan
for R1

ORDER

This criminal original petition has been filed challenging the order passed by the Court below allowing the transfer petition filed in Tr.CMP.No.4538 of 2021, by order dated 25.8.2022 and thereby transferring the case in C.C.No.212 of 2021, from

<https://www.mhcdt.gov.in/judic> the file of the Judicial Magistrate-I, Tirupattur to the file of the Additional District



Munsif cum Judicial Magistrate, Ambur.

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2.Heard Mr.Sudesh Kumar, learned counsel for the petitioner, Mr.E.Kannadasan, learned counsel for R1 and Mr.A.Gopinath, learned Government Advocate (CrI.Side) for R2.

3.In the considered view of this Court, the Court below has given sufficient reasons for transferring the case at paragraph no.8 and 9 of the order. The reasons do not suffer from any illegality or infirmity warranting the interference of this Court. That apart, it was also brought to the notice of this Court that the case has already transferred to the file of the Additional District Munsif cum Judicial Magistrate, Ambur.

4.In view of the above, there shall be a direction to the Additional District Munsif cum Judicial Magistrate, Ambur., to dispose of the case in CC.No.212 of 2021, after renumbering the case, within a period of six months from the date of receipt of copy of the order.

5.This criminal original petition is disposed of accordingly. Consequently, connected miscellaneous petition is closed.

01.08.2023

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



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To

- 1.Sub Inspector of Police
Tirupattur Town P.S.
Tirupattur.
- 2.Principal District Judge's Court
Vellore, Vellore District.
- 3.The Public Prosecutor
High Court, Madras.



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N. ANAND VENKATESH,, J.

KP

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