



Crl.O.P.(MD)No.839 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **12.01.2023**

CORAM

THE HON'BLE MR.JUSTICE K.MURALI SHANKAR

Crl.O.P.(MD)No.839 of 2023

M.Manojkumar

... Petitioner

Vs.

The Sub-Inspector of Police,
Puliangudi Police Station,
Puliangudi,
Tenkasi District.
(Crime No.161 of 2019)

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to direct the learned Judicial Magistrate No.2, Virudhunagar to dispose of the case in C.C.No.110 of 2020 on the file of the Additional District Munsif cum Judicial Magistrate Court, Sivagiri, Tenkasi District within a time fixed by this Court.

For Petitioner : Mr.N.Pragalathan

For Respondent : Mr.R.Sivakumar
Government Advocate (Crl. Side)



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ORDER

This Criminal Original Petition has been filed, invoking Section 482 Cr.P.C., seeking orders to direct the learned Judicial Magistrate No.2, Virudhunagar to dispose of the case in C.C.No.110 of 2020 on the file of the Additional District Munsif cum Judicial Magistrate Court, Sivagiri, Tenkasi District within a time fixed by this Court.

2. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Criminal Side) appearing for the respondent.

3. It is evident from the records that on the basis of the complaint lodged by one Viji, FIR came to be registered in Crime No.161 of 2019 against the petitioner and another and that the respondent, after completing the investigation, has laid the final report before the learned Judicial Magistrate, Sivagiri and the same was taken on file in C.C.No. 110 of 2020.



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4. The main contention of the petitioner is that FIR was registered in the year 2019 and charge sheet has also been filed in the year 2019 itself, but the fact remains that, the case is pending from 2020 without any progress. 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.

5. 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.



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6. With the above observation and direction, this Criminal Original

Petition stands disposed of.

12.01.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
csm

To

- 1.The Judicial Magistrate No.2,
Virudhunagar.
- 2.The Sub-Inspector of Police,
Puliangudi Police Station,
Puliangudi,
Tenkasi District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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K.MURALI SHANKAR,J.

csn

Order made in
Crl.O.P.(MD)No.839 of 2023

Dated: 12.01.2023