



Crl.O.P.(MD)No.1399 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **25.01.2023**

CORAM

THE HON'BLE MR.JUSTICE K.MURALI SHANKAR

Crl.O.P.(MD)No.1399 of 2023

S.Natesan

... Petitioner

Vs.

The State represented through
The Inspector of Police,
District Crime Branch,
Pudukkottai.

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to direct the learned Judicial Magistrate No.II, Pudukkottai to complete the trial in C.C.No.7 of 2020 within time limit fixed by this Court.

For Petitioner : Mr.J.Anandkumar

For Respondent : Mr.SS.Madhavan
Government Advocate (Crl. Side)

ORDER

This Criminal Original Petition has been filed, invoking Section 482 Cr.P.C., seeking orders to direct the learned Judicial Magistrate



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No.II, Pudukkottai to complete the trial in C.C.No.7 of 2020 within a time limit 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 the petitioner, FIR came to be registered in Crime No.38 of 2017 and that the respondent, after completing the investigation, has laid the final report before the concerned Court and the same was taken on file in C.C.No.7 of 2020 and the same is pending on the file of the Judicial Magistrate No.II, Pudukkottai.

4. The learned counsel appearing for the petitioner would submit that Non-Bailable Warrant is pending against the accused 1, 2 and 4 and that they are adopting delaying tactics.

5. The main contention of the petitioner is that FIR was registered in the year 2017, but the fact remains that, the charge sheet has been filed



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in the year 2020. 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.

6. 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.

7. With the above observation and direction, this Criminal Original Petition stands disposed of.

25.01.2023

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

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K.MURALI SHANKAR,J.

csn

To

- 1.The Judicial Magistrate No.II,
Pudukkottai.
- 2.The Inspector of Police,
District Crime Branch,
Pudukkottai.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Order made in
Crl.O.P.(MD)No.1399 of 2023

Dated: 25.01.2023