



W.A.(MD)No.134 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.02.2023

CORAM:

THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR

and

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.A.(MD)No.134 of 2023

and

C.M.P.(MD)No.1765, 1767 and 1768 of 2023

Murugiah

... Appellant

Vs.

1.Repco Bank Ltd.,
No.58/1 & 58/2, Tamil Sangam Road,
Madurai-625 001.

2.The State Represented by
Inspector of Police,
Boiler Plant Police Station,
Trichy-14.

3.Jansi Rani

4.Kamal

... Respondents

Page 1 of 5



W.A.(MD)No.134 of 2023

WEB COPY PRAYER : Appeal filed under Clause 15 of the Letters Patent, against the order passed by this Court in W.P.(MD)No.22777 of 2017, dated 13.12.2021.

For Appellant : Mr.G.Anto Prince

For Respondents : Mr.M.Kannan for R3

JUDGMENT

[Judgment of the Court was delivered by D.KRISHNAKUMAR, J.]

This Writ Appeal is directed against the order made in W.P.(MD)No.22777 of 2017, dated 13.12.2021.

2. The appellant has filed a Writ Petition before this Court in W.P. (MD)No.22777 of 2017, seeking for a direction to the first respondent REPCO Bank not to disburse any amount held by the third and fourth respondents, pending investigation by the second respondent in Cr.No.118 of 2017, dated



W.A.(MD)No.134 of 2023

WEB COPY

17.11.2017. At the time of hearing the Writ Petition, the learned counsel appearing for the writ petitioner therein reported that the investigation in Cr.No. 118 of 2017 has already been completed and the same was taken on file in C.C.No.251 of 2018, on the file of the learned Judicial Magistrate, Trichy and therefore, nothing survives in the Writ Petition. Recording the said submission, the Writ Court dismissed the said Writ Petition. As against the same, the appellant has filed this Writ Appeal.

3. We have heard the submissions made by the learned counsel appearing on either side and perused the materials available on record.

4. On a perusal of the records, it is seen that the appellant has filed a writ petition seeking for a direction to the first respondent REPCO Bank not to disburse any amount held by the third and fourth respondents, pending investigation by the second respondent in Cr.No.118 of 2017, dated 17.11.2017. Since the investigation has been completed and the same was taken on file in C.C.No.251 of 2018, the Writ Court has rightly dismissed the Writ Petition.



W.A.(MD)No.134 of 2023

Therefore, we are of the view that the order of the learned Single Judge does not warrant interference and there is no merit in the Writ Appeal.

5. Accordingly, this Writ Appeal is dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

[D.K.K., J.] [L.V.G., J.]
16.02.2023

NCC : Yes / No
Index : Yes / No
vsm

TO:

The Inspector of Police,
Boiler Plant Police Station,
Trichy-14.



WEB COPY



W.A.(MD)No.134 of 2023

D.KRISHNAKUMAR, J.
and
L.VICTORIA GOWRI, J.

vsm

W.A.(MD)No.134 of 2023

16.02.2023