



Crl.O.P.(MD)No.3003 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.02.2023

CORAM

THE HON'BLE MR.JUSTICE K.MURALI SHANKAR

Crl.O.P.(MD)No.3003 of 2023

and

Crl.M.P.(MD)Nos.2746 and 2747 of 2023

Santhosh @ Tentin Sathesh

... Petitioner

Vs.

1.The II Class Executive Magistrate
cum The Thasildhar,
Paramakudi,
Ramanathapuram District.

2.The State represented by
The Inspector of Police,
Nainarkoil Police Station,
Ramanathapuram District.

... Respondents

PRAYER : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to call for the records pertaining to M.C.No.112 of 2022 dated 01.04.2022 on the file of the first respondent and quash the same.

For Petitioner : Mr.G.Vishnuram

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



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ORDER

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This Criminal Original Petition has been filed, invoking Section 482 Cr.P.C., seeking orders to call for the records pertaining to M.C.No.112 of 2022 dated 01.04.2022 on the file of the first respondent and quash the same.

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

3. The learned counsel appearing for the petitioner would submit that the first respondent has issued summon under Section 111 of Code of Criminal Procedure directing the petitioner to appear before them on 08.04.2022 at 12.00 noon. He would further submit that in the summon the amount of bond to be taken was not mentioned.

4. As rightly pointed out by the learned Government Advocate (Criminal Side), since the petitioner is a history sheeter and by giving necessary particulars, the impugned summons has been issued and the points now raised by the petitioner can very well be canvassed before the



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first respondent.

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5. Recording the submissions on either sides, the first respondent is directed to issue afresh summons giving necessary particulars and on such issuance of summons, the petitioner is directed to appear before the first respondent and thereafter, the first respondent is directed to proceed in accordance with law.

6. With the above directions, this Criminal Original Petition stands disposed of. Consequently, connected Miscellaneous Petitions are closed.

27.02.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
das

K.MURALI SHANKAR,J.



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das

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To

- 1.The II Class Executive Magistrate
cum The Thasildhar,
Paramakudi,
Ramanathapuram District.
- 2.The Inspector of Police,
Nainarkoil Police Station,
Ramanathapuram District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Order made in
Crl.O.P.(MD)No.3003 of 2023
and
Crl.M.P.(MD)Nos.2746 and 2747 of 2023

Dated: 27.02.2023