



Crl.O.P.(MD)No.4535 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.03.2023

CORAM

THE HON'BLE MR.JUSTICE G.ILANGO VAN

Crl.O.P.(MD)No.4535 of 2023
and Crl.M.P(MD) Nos.3995 and 3996 of 2023

Kadarkaraiyandi @ Kumar

... Petitioner/Sole accused

Vs.

1. The Inspector of Police,
Vilathikulam Police Station,
Thoothukudi District.
Crime No. 157 of 2014.

... Respondent No.1/Complainant

2. Murugan

... 2nd Respondent/Defacto
Complainant

PRAYER : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to call for the records pertaining to C.C No. 217 of 2014 on the file of the Learned Judicial Magistrate, Vilathikulam and quash the same.

For Petitioner : Mr. Senthil Murugan.C

For R1 : Mr.B.Nambiselvan
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 C.C No. 217 of 2014 on the file of the Learned Judicial Magistrate, Vilathikulam and quash the same.

2. The learned Additional Public Prosecutor would submit that so far six witnesses have been examined but they have not been cross examined.

3. Without cross examination of witnesses, this petitioner is seeking quashment of C.C.N.217 of 2014. Since the offences under 324 IPC, case must be tried on its logical conclusion. Since already trial is commenced, I find no reason to entertain this petition. Hence, this petition deserves dismissal and accordingly dismissed. Consequently, the connected Miscellaneous Petitions are closed.

10.03.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
Indu

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To

- 1.The Inspector of Police,
Vilathikulam Police Station,
Thoothukudi District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGO VAN,J.

Indu

Order made in
CrI.O.P.(MD)No.4535 of 2023

Dated: 10.03.2023