



Crl.O.P.(MD) Nos.4057, 4058 and 4059 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.04.2023

CORAM:

THE HONOURABLE MR. JUSTICE K.K. RAMAKRISHNAN

Crl.O.P.(MD) Nos.4057, 4058 and 4059 of 2021
and Crl.M.P(MD)Nos.2246, 2247, 2250 of 2021

Abdul Basith

... Petitioner in Crl.OP(MD)No.4057 of 2021

Mohammed Ali Jinnah

... Petitioner in Crl.OP(MD)No.4058 of 2021

Sheik Shameem

... Petitioner in Crl.OP(MD)No.4059 of 2021

Vs

1. The Executive Magistrate/Tahsildar,
Agastheeswaram, Nagercoil,
Kanyakumari District.

2. The Inspector of Police,
Kottar Police Station, Nagercoil,
Kanyakumari District.

... Respondents

COMMON PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying this Court to quash the impugned proceedings in C2/10950/2019, dated 23/12/2019 on the file of the respondent no.1.



Crl.O.P.(MD) Nos. 4057, 4058 and 4059 of 2021

In all petitions:

For Petitioner : Mr. T.Lajapathi Roy

For Respondents : Mr.M.Muthu Manikkam
Government Advocate (Crl.Side)

COMMON ORDER

These Criminal Original Petitions have been filed to quash the impugned proceedings in C2/10950/2019, dated 23/12/2019 on the file of the first respondent/Executive Magistrate/Tahsildar, Agastheeswaram, Nagercoil, Kanyakumari District.

2.The petitioners have challenged the impugned notice issued by the first respondent under Section 107 r/w 111 of Cr.P.C. As per the provisions under Section 116 of Cr.P.C, the said proceedings has to be completed within a period of six months, from the date of its commencement. Further, the period is one year from the issuance of notice. Hence, the entire period has been lapsed and there is no further adjudication required in these matters.



Crl.O.P.(MD) Nos. 4057, 4058 and 4059 of 2021

3. In view of the above facts, these Criminal Original Petition are closed. Consequently, connected miscellaneous petitions are closed.

05.04.2023

NCS: Yes/No

Internet: Yes

Index: Yes/No

PNM

To

1. The Executive Magistrate/Tahsildar,
Agastheeswaram, Nagercoil,
Kanyakumari District.
2. The Inspector of Police,
Kottar Police Station, Nagercoil,
Kanyakumari District.
- 3 The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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K.K. RAMAKRISHNAN, J.

PNM

COMMON ORDER IN
Crl.O.P.(MD) Nos.4057, 4058 and 4059 of 2021
and Crl.M.P.(MD)Nos.2246, 2247, 2250 of 2021

05.04.2023