



Crl.O.P(MD)No.6352 of 2021

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.04.2023

CORAM:

THE HON'BLE MR JUSTICE K.K.RAMAKRISHNAN

Crl.O.P(MD)No.6352 of 2021

and

Crl.M.P(MD)Nos.3667 and 3668 of 2021

A.Ruban Babu

... Petitioner

Vs.

1.The Judicial Second Class Magistrate cum Tahsildar,
Muthukulathur,
Ramanathapuram District.

2.The Inspector of Police,
Muthukulathur Police Station,
Muthukulathur
Ramanathapuram District.

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the impugned summons issued by the first respondent vide M.C.No.9 of 2021, dated 03.03.2021 and quash the same as illegal.

Page No.1 of 5



Crl.O.P(MD)No.6352 of 2021

For Petitioner : Mr.A.Arputharaj

For Respondents : Mr.M.Muthumanikkam
Government Advocate

ORDER

This Criminal Original Petition has been filed to quash the impugned summon issued by the first respondent in M.C.No.9 of 2021, dated 03.03.2021.

2. The first respondent issued the impugned show cause notice in M.C.No.9 of 2021, dated 03.03.2021, under Sections 110 and 111 of Cr.P.C, whereby explanation was called for from the petitioner to execute the bond for good behavior. The same was challenged by the petitioner on the grounds stated in the memorandum of petition.

3. Pending the same, this Court has not granted any stay of further proceedings. As per Section 111 of Code of Criminal Procedure, enquiry shall be completed within a period of six months and the execution of the bond period is also one year. So, there was no



Crl.O.P(MD)No.6352 of 2021

completion of enquiry for the past two years. Hence, the impugned order lost its validity.

4. In result, this Criminal Original Petition is closed without any necessity of further adjudication. Consequently, connected miscellaneous petitions are closed.

13.04.2023

NCC : Yes/No
Internet: Yes/No
Index : Yes/No
cp

To

- 1.The Judicial Second Class Magistrate cum Tahsildar,
Muthukulathur,
Ramanathapuram District.
- 2.The Inspector of Police,
Muthukulathur Police Station,
Muthukulathur
Ramanathapuram District.



Crl.O.P(MD)No.6352 of 2021

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



Crl.O.P(MD)No.6352 of 2021

K.K.RAMAKRISHNAN,J.

cp

CrI.OP(MD)6352 of 2021

13.04.2023