



CrI.O.P.(MD)No.3941 of 2019

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.09.2023

CORAM

THE HON'BLE MR.JUSTICE P.DHANABAL

CrI.O.P.(MD)No.3941 of 2019

and

Cr.M.P.(MD)Nos.2320 & 2321 of 2019

1.David Babu

2.Jasmin Packiyabai

3.Suthan @ Daniel Devasuthan
Wrongly shown as
Suthan @ David Devasuthan

... Petitioners

Vs.

1.The State of Tamilnadu,
represented by
The Inspector of Police,
Anti Land Grabbing Special Cell,
Kanyakumari District,
Nagercoil.

2.Abraham

3.Issac Arul

... Respondents

PRAYER : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records relating to the charge



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sheet in C.C.No.24 of 2018 on the file of the Judicial Magistrate Court No.II, Nagercoil and quash the same as against the petitioners are concerned.

For Petitioners : Mr.J.Barathan

For R1 : Mr.R.M.Anbunithi,
Additional Public Prosecutor

For R3 : Mr.G.Rajaguru

R2-Died

ORDER

This Criminal Original Petition has been filed to quash the charge sheet in C.C.No.24 of 2018 on the file of the Judicial Magistrate Court No.II, Nagercoil as against the petitioners herein.

2.Today, when the matter is taken up for hearing, the learned counsel appearing for the petitioners is not ready to argue the matter.

3.The learned counsel appearing for the third respondent brought to the knowledge of this Court that already this Court had directed the



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trial Court to complete the trial in C.C.No.24 of 2018 within a period of six months from the date of order i.e., on 20.11.2019.

4.This Court also perused the records and on perusal of records, it is observed that the case is of the year 2018 and already charge sheet was filed in the year 2018 and the trial Court also had taken cognizance and C.C.No. 24 of 2018 was assigned. As per final report there are prima facie materials available to proceed with the case. The grounds raised by the petitioners are to be agitated before the trial Court. Considering the submissions of the learned counsel for the third respondent and considering the fact that the case is of the year 2018 and as discussed above, this criminal original petition is dismissed. Consequently, connected miscellaneous petitions are closed.

13.09.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
gns



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P. DHANABAL,J.

gns

To

- 1.The Judicial Magistrate Court No.II,
Nagercoil.
- 2.The Inspector of Police,
Anti Land Grabbing Special Cell,
Kanyakumari District,
Nagercoil.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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