



CrI.O.P.(MD) No.7799 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.04.2023

CORAM:

THE HONOURABLE MR. JUSTICE G.ILANGO VAN

CrI.O.P.(MD) No.7799 of 2023
and CrI.MP(MD)No.6767 of 2023

A.Gopalakrishnan

... Petitioner

Vs

The Deputy Director,
Industrial Safety and Health
(Inspector of Factories)
Sivagangai.

... Respondent

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying this Court to direct the learned Chief Judicial Magistrate, Sivagangai to accept the petition for admission without the presence of the petitioner by permitting him to appear in virtual mode in CC No.16/2023 and to dispose of the same in the manner known to law.

For Petitioner : Mr. Arumugam C.M

For Respondent : Mr.B.Nambiselvan
Additional Government Pleader



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ORDER

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This Criminal Original Petition had been filed seeking for a direction against the learned Chief Judicial Magistrate, Sivagangai to accept the petition for admission without the presence of the petitioner by permitting him to appear in virtual mode in CC No.16/2023 and to dispose of the same in the manner known to law.

2.Now the grievance of the petitioner is that due to his old age and health condition, he was not able to travel from his residence to trial Court to admit his guilt in CC No.16 of 2023, which is pending before the Chief Judicial Magistrate Court, Sivagangai. Therefore, he had approached the trial Court through his counsel by way of filing petition under Section 253 of Cr.P.C, which was refused by the learned Chief Judicial Magistrate, even without receiving the same.

3.Even without receiving the petition, the learned Chief Judicial Magistrate has refused the petition is not proper. Let the above said petition be filed by the petitioner through his counsel and the learned Chief Judicial Magistrate, Sivagangai is directed to receive the same and proceed in



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accordance with law, by filing the order of this Court in W.P.No.7338 of 2020, dated 19.06.2020. The petitioner is directed to present the said petition before the concerned Court, within a period of one week, from the date of receipt of a copy of this order.

4.With the above directions, this Criminal Original Petition stands disposed of. Consequently, connected miscellaneous petition is closed.

27.04.2023

NCC:Yes/No
Internet:Yes/No
Index:Yes/No
PNM

Note :Issue order copy on 04.05.2023

To

1.The Deputy Director,
Industrial Safety and Health
(Inspector of Factories)
Sivagangai.

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



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G.ILANGOVAN, J.

PNM

ORDER IN
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