



Crl.O.P.(MD).No.12568 of 2020

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :30.10.2023

CORAM

THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN

Crl.O.P.(MD).No.12568 of 2020

and

Crl.M.P.(MD).No.5715 of 2020

Ponnuthai

... Petitioner

Vs.

1.The State Rep by
The Deputy Superintendent of Police,
C.C.I.W,
Tirunelveli,
Tirunelveli District.

2.Paramasivan

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C., to call for the records in connection with the impugned Charge sheet in C.C.No.83 of 2009 pending on the file of the Judicial Magistrate Court No-2, Virudhunagar, Virudhunagar District and quash the same insofar as the petitioner is concerned.



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For Petitioner : Mr.S.Saravagan Prabhu
For Respondent : Mr.M.Muthumanikkam
Government Advocate (Crl.Side) for R1

ORDER

This Criminal Original Petition has been filed to quash the impugned Charge sheet in C.C.No.83 of 2009, pending on the file of the Judicial Magistrate Court No-2, Virudhunagar, Virudhunagar District.

2. Today, when the matter is taken up for hearing, the learned Government Advocate (Crl.Side), on instructions, submits that the trial was commenced and witnesses P.W.1 to P.W.4 have been examined.

3. At this stage, the petitioner seeks permission of this Court to withdraw this case, with liberty to raise her contention before the trial Court and also seeks directions to dispose the case within the stipulated time.

4. In view of the request made by the petitioner, this Criminal Original Petition stands dismissed with the following terms:



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(i)The petitioners are at liberty to raise their contentions before the trial Court and the learned trial Judge is directed to considered the same on merits.

(ii)The learned trial Judge is directed to dispose the same within

(iii)Considering the plea of the petitioners that the petitioners are in Chennai, and the learned counsel for the petitioners undertakes the appearance of the petitioners before the trial Court. Therefore, the appearance of the petitioners is dispensed with.

Consequently, connected criminal miscellaneous petition is closed.

30.10.2023

NCC :Yes/No

Index :Yes/No

Internet :Yes/No

sbm



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To
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- 1.The Deputy Superintendent of Police,
C.C.I.W, Tirunelveli,
Tirunelveli District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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K.K.RAMAKRISHNAN, J.

sbn

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