



WEB COPY

Crl.O.P.(MD)No.12828 of 2023



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **18.07.2023**

CORAM:

THE HONOURABLE DR.JUSTICE **D.NAGARJUN**

Crl.O.P.(MD) No.12828 of 2023

M.Sankaran

... Petitioner / Accused No.1

Vs.

1.The Inspector of Police,
Sivagangai Town Police Station,
Sivagangai.

... 1st Respondent / Complainant

2.Parnapas Antony

... 2nd Respondent / *Defacto* Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, directing the learned Judicial Magistrate No.I, Sivagangai, Sivagangai District, to dispose of the case in C.C.No.123/2020 within a stipulated period.

For Petitioner : Mr.R.Balamuruganantham

For R1 : Mr.E.Antony Sahaya Prabahar
Additional Public Prosecutor

ORDER

This Criminal Original Petition is filed for a direction to the learned Judicial Magistrate No.I, Sivagangai, Sivagangai District, to



dispose of the case in C.C.No.123/2020 within a time frame fixed by this Court.

2. It is submitted by learned counsel for the petitioner that the respondent Police have registered a case in Crime No.553 of 2017 against the petitioner and nine more accused persons for the offences under Sections 406, 409, 420 and 120B of I.P.C and after completion of investigation, case was taken on file as C.C.No.123 of 2020 by learned Judicial Magistrate No.I, Sivagangai, Sivagangai District and in spite of the fact that the case was taken in the year 2020, there is no progress in the trial.

3. Learned Additional Public Prosecutor on the other hand submits that except for Accused No.10, Manager of Nationalized Bank, summons were served in respect of other accused persons and that respondent Police will take all the efforts to serve summons on Accused No.10.

4. Considering the nature of offences and submissions made by learned counsel for the petitioner and learned Additional Public Prosecutor, the learned Judicial Magistrate No.I, Sivagangai, Sivagangai



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District, is directed to instruct the concerned local Police to expedite the service of summons against Accused No.10, who is stated to be working in one of the branches in Nationalized Bank as a Manager and after service of summons on Accused No.10, to take up the trial of case and dispose of the same as quickly as possible not later than six months thereafter.

5. With this direction, the Criminal Original Petition stands disposed of.

18.07.2023

NCC : Yes/No
Index : Yes/No
Internet : Yes/No
tsg

To

1.The Judicial Magistrate No.I, Sivagangai, Sivagangai District.

2.The Inspector of Police,
Sivagangai Town Police Station,
Sivagangai.

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



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DR.D.NAGARJUN. J.

tsg

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