



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
Civil Appellate Jurisdiction

Friday, the Fifteenth day of September Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice K.K. RAMAKRISHNAN

CRL MP(MD). No.13174 of 2023
in
CRL.OP(MD).No. 21053 of 2023

R.Mony

... Petitioner/ Accused No.1

Vs

1 The Inspector of Police

Vigilance and Anti Corruption Kanyakumari

Detachment @ Nagercoil.

... Respondent/Complainant

Prayer :-

This Criminal Miscellaneous Petition filed under section 482 of Criminal Procedure Code, to extend the time limit for cross examining the PW10 as fixed by this Honble court in Crl O.P (MD) No. 21053 of 2022 by order dated 02.12.2022 in connection with the case in Special S.C No. 5 of 2008 pending on the file of the learned Special Judge cum Chief Judicial Magistrate, Nagercoil, Kanyakumari District

Prayer in CRL.OP(MD).No. 2153 of 2023:

This Criminal Original Petition has been filed under section 482 of Criminal Procedure Code, to set aside the order passed by the Special Judge cum-Chief Judicial Magistrate, Nagercoil, Kanyakumari District in CR.M.P.No. 10124 of 2022 in Special case No. 05 of 2008, vide order, dated 27/10/2022 and consequently direct the aforesaid special judge to recall the prosecution witness namely PW3 and PW10 for the purpose of cross examination



ORDER:- This Criminal Miscellaneous Petition coming on for orders on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments Mr. R.Anandan, Advocate for the Petitioner and of Mr. T.Senthil Kumar, Government Advocate for the respondent, this Court made the following order:

This Criminal Miscellaneous Petition has been filed to extend the time limit for cross examining P.W.10 as fixed by this Court in CrI.O.P.(MD).No.21053 of 2022 by order dated 02.12.2022 in connection with the case in Special S.C.No.5 of 2008.

2. Considering the bonafide reasons stated in the affidavit, this Court is inclined to allow this Criminal Miscellaneous Petition with the following terms:

(i) The respondent police is directed to produce P.W.10, before the trial Court on 26.09.2023 and the learned counsel for the petitioner is directed to complete the cross examination on the same day itself.

(ii) No further request to examine P.W.10 will be entertained.

Sd/-

Assistant Registrar(CO)

// True Copy //

/09/2023

Sub Assistant Registrar(CS)

TO

1. The Special Judge Cum Chief Judicial Magistrate, Nagercoil,

Kanyakumari District

<https://www.courtsofjudicature.org>



2. The Inspector of Police

Vigilance and Anti Corruption Kanyakumari Detachment @ Nagercoil.

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

ORDER DATED : 15/09/2023

ORDER

CRL MP(MD). No.13174 of 2023

in

CrI.OP.(MD).No. 21053 of 2022

Giving direction and etc.

as stated within.

KB(19.09.2023) 3P 4C