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Crl.O.P.No.7985 of 2024 & Crl.M.P.Nos.5799 & 5800 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 02.04.2024

Coram:

THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN

Crl.O.P.No.7985 of 2024
& Crl.M.P.Nos.5799 & 5800 of 2024

P.Ayyankumar.

... Petitioner

/versus/

1. The Revenue Tahsildar,
Coimbatore North Taluk,
Coimbatore.

2. The Inspector of Police,
Periyanaickanpalayam Police Station,
Coimbatore.

... Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., to call for the records pertaining to the impugned notice issued by the 1st respondent herein in Na.Ka.No.689/2024/A1, dated 12.02.2024 and quash the same.

For Petitioner : Mr.G.Karthikeyan, Senior Counsel,
for Mr.A.Jagadeeswari

For Respondents : Mr.K.M.D.Muhilan,
Government Advocate (Crl.Side)

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ORDER

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This Criminal Original Petition is filed to call for the records pertaining to the impugned notice issued by the 1st respondent herein in Na.Ka.No.689/2024/A1, dated 12.02.2024.

2. The content of the notice purportedly have been sent under Section 110 of Cr.P.C., does not satisfies the ingredient mentioned under Section 110 of Cr.P.C. Therefore, the petitioner herein is before this Court challenging the summons issued for appearance.

3. This Court also finds that there is some error in the notice which does not satisfy the requirement under Section 110 of Cr.P.C. Hence, the said notice which is impugned in this Criminal Original Petition is hereby quashed. The respondent police is at liberty to issue fresh notice in accordance with law and proceed.



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4. Accordingly, this Criminal Original Petition is disposed of.

Consequently, connected Miscellaneous Petitions are closed.

02.04.2024

Index :Yes/No.

Internet :Yes/No.

Speaking Order/Non-Speaking Order
bsm

Copy to:-

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Coimbatore North Taluk,
Coimbatore.
2. The Inspector of Police,
Periyanaickanpalayam Police Station,
Coimbatore.



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DR.G.JAYACHANDRAN, J.

bsm

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