



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.03.2024

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CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

CRL.O.P No.5721 of 2024
and CRL.M.P No.4172 of 2024

Arulmanikandan

...Petitioner

Vs.

1.The Executive Magistrate,
Tahsildar Office, Valangaiman,
Thiruvarur – 612 804.

2.The State: The Inspector of Police,
Valangaiman Police,
Thiruvarur – 612 804.

...Respondents

PRAYER : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to quash the Calendar Case No.Th.Pa.12 of 2024 pending on the file of the Executive Magistrate, Thasildhar Office, Valangaiman, Tiruvarur dated 28.2.2024.

For Petitioner : Mr.S.Nirmal Aditya

For Respondents : Mr.A.Damodaran
Additional Public Prosecutor for R1 and R2

ORDER

This petition has been filed challenging the summons issued in Case No.Th.Pa.12 of 2024 by the first respondent u/s.110 Cr.P.C.



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2. Heard Mr.S.Nirmal Aditya, learned counsel for petitioner and Mr.A.Damodaran, learned Additional Public Prosecutor appearing for respondents.

3. It is seen that summons have been issued by the first respondent without complying with the mandatory requirement u/s.111 Cr.P.C. When this was brought to the notice of learned Additional Public Prosecutor, learned Additional Public Prosecutor submitted that summons issued by the first respondent will be withdrawn and fresh summons will be issued in compliance with the mandate u/s.111 Cr.P.C.

Recording the aforesaid submission of learned Additional Public Prosecutor, this Criminal Original Petition is disposed of. Consequently, connected miscellaneous petition is closed.

11.03.2024

Index: Yes/No
Speaking order/Non-speaking Order
Neutral Citation: Yes/No
ssr

To

1.The Executive Magistrate,
Tahsildar Office, Valangaiman,
Thiruvavarur – 612 804.



2.The Inspector of Police,
Valangaiman Police,
Thiruvarur – 612 804.

3.The Public Prosecutor,
High Court, Madras.



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N.ANAND VENKATESH, J

ssr

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