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Crl.O.P.No.23660 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.09.2024

CORAM

THE HONOURABLE DR.JUSTICE **G.JAYACHANDRAN**

Crl.O.P.No.23660 of 2024

and

Crl.M.P.Nos.13382 & 13384 of 2024

G.Rajavelu

... Petitioner

Vs.

K.Malathi

... Respondent

Prayer: Criminal Original Petition is filed under Section 482 Cr.P.C./ 528 BNSS, pleaded to call for the records pertaining the case in S.T.C No.54 of 2024, on the file of the Fast Track Judicial Magistrate Court, Thiruthuraipoondi, Thiruvarur District and quash the same.

For Petitioner : Mr.N.Palanivel

ORDER

The petitioner herein seeks quash of the private complaint under Section 138 of Negotiable Instruments Act, on the ground that the subject cheque was given as a security for the loan availed, but even after clearing the loan, the cheque was not returned back and misused by the complainant.



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Dr.G.JAYACHANDRAN,J.

rpl

2. On perusing the record and the reply to the statutory notice, this Court finds that the loan availed by the petitioner after inducing mortgage deed and promissory note duly discharged, therefore, this Criminal Original Petition to quash the private complaint instituted against this petitioner for issuance of cheque to discharge the liability is dismissed as devoid of merit. Consequently, the connected Criminal Miscellaneous Petitions are closed.

26.09.2024

Index : Yes/No

Neutral Citation : Yes/No

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To

The Fast Track Judicial Magistrate Court, Thiruthuraipoondi, Thiruvarur District

Crl.O.P.No.23660 of 2024