



Crl.R.C.No.1587 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.07.2024

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

**Crl.R.C.No.1587 of 2022 and
Crl.M.P.No.19977 of 2022**

Senthamarai

... Petitioner

Vs.

The Sub Inspector of Police,
Tiruvannamalai Town Police Station,
Tiruvannamalai District.
Crime No.63 of 2022

... Respondent

PRAYER : Criminal Revision filed under Section 397 r/w Section 401 of the code of Criminal Procedure, 1973 to set aside the order dated 18.11.2022 made in C.M.P.No.3235 of 2022 on the file of the Judicial Magistrate No.I, Tiruvannamalai, Tiruvannamalai District.

For Petitioner	:	Mr.S.Vigneswaran
For Respondent	:	Mr.A.Gopinath
		Government Advocate (Crl.Side)

O R D E R

This criminal revision case has been filed to set aside the order dated 18.11.2022 made in Crl.M.P.No.3235 of 2022 on the file of the Judicial Magistrate No.I, Tiruvannamalai.



Crl.R.C.No.1587 of 2022

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2. The petitioner has filed a petition u/s 239 of Cr.P.C. seeking to discharge her from the offence under Sections 294(b) and 506(ii) of IPC in C.C.No.95 of 2022 before the learned Judicial Magistrate No.I, Tiruvannamalai, which was dismissed by the trial Court vide impugned order, dated 18.11.2022. Challenging the same, the petitioner has filed the present revision.

3. Though very many grounds have been raised by the petitioner against the order impugned, however, when the matter is taken up for hearing today, the learned counsel appearing for the petitioner submitted that the petitioner would contest the case before the trial Court and this Court, without going into the merits of the case may dispense with the appearance of the petitioner before the trial court.

4. Though such a prayer has been sought for, however, it is to be pointed out that the presence of the petitioner cannot be dispensed with in toto. In such view of the matter, this Court, without going into the merits of



Crl.R.C.No.1587 of 2022

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the case, directs that the appearance of the petitioner before the trial court is dispensed with except for her appearance for the purpose of receiving copies u/s.207 and questioning under Section 313 Cr.P.C. and on the day on which judgment is to be pronounced. However, if for any particular reason, the presence of the petitioner is necessary, the trial court, at its wisdom, shall direct his appearance on those days.

5. Accordingly, this Criminal Revision Case is dismissed.

Consequently, connected miscellaneous petition is closed.

03.07.2024

NCC : Yes / No

Index : Yes / No

Speaking Order : Yes / No

vji



Crl.R.C.No.1587 of 2022

WEB COPY

To

1. The Judicial Magistrate No.I,
Tiruvannamalai,
Tiruvannamalai District.
2. The Sub Inspector of Police,
Tiruvannamalai Town Police Station,
Tiruvannamalai District.
3. The Public Prosecutor,
Madras High Court.



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Crl.R.C.No.1587 of 2022

M.DHANDAPANI, J.

vji

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