



Crl.O.P.(MD)No.5266 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.04.2024

CORAM

THE HON'BLE MR.JUSTICE B.PUGALENDHI

Crl.O.P.(MD)No.5266 of 2024

1.Abdul Kalam Asath

2.Mohamed Jinnah

3.Ibrahim @ Ibram Sahibu
[Wrongly mentioned as Ibrahim in FIR
instead of Ibram Sahibu]

4.Aboobaitha

5.Rasik Mohemed @ Rajik Mohemed
[Wrongly mentioned as Rasik Mohemed in FIR
instead of Rajik Mohemed]

6.Mohamed Rastha @ Mohamed Rasalikhan
[Wrongly mentioned as Mohamed Rastha in FIR
instead of Mohamed Rasalikhan]

7.Nijamudeen

8.Avurangaseep

... Petitioners

Vs.

1.The State Represented by
The Inspector of Police,
Sethubavachathiram Police Station,
Thanjavur District.
Crime No.30 of 2011

2.Panner @ Kalimuthu

... Respondents



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PRAYER : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the entire records connected to the impugned charge sheet in S.C.No.227 of 2019 on the file of the learned Sub Court, Pattukottai pertains to Crime No.30 of 2011 on the file of the first respondent and quash the same.

For Petitioners : Mr.R.Karunanidhi

For Respondents : Mr.B.Thanga Aravindh
Government Advocate (Crl. side) for R1

M/s.M.Lavanya for R2

ORDER

The petitioners are the accused in S.C.No.227 of 2019 on the file of the Sub Court, Pattukottai, have approached this Court for quashing the proceedings pending against them.

2.The issue between the petitioners and the defacto complainant was amicably resolved.

3.When the matter is taken up for hearing, the learned Government Advocate (Crl. side) submits that there are nine victims and one victim alone is present before this Court and the status of the other victims are



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not known.

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4.Considering the objections raised by the learned Government Advocate (Crl. side) and also considering the nature of the offence in this case, this Court is not inclined to quash the matter on the ground of compromise. The petitioners have to face the trial.

5.At this juncture, the learned counsel for the petitioners submits that the case is of the year 2011 and hence, this Court may direct the trial Court to conclude the trial within the stipulated time.

6.In view of the above, the Criminal Original Petition is disposed of and the Sub Court, Pattukottai, is directed to conclude the trial in S.C.No.227 of 2019, as expeditiously as possible, preferably, within a period of six months from the date of receipt of a copy of this order.

12.04.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
sjj



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B.PUGALENDHI, J.

sj1

To

- 1.The Inspector of Police,
Sethubavachathiram Police Station,
Thanjavur District.
- 2.The Sub Court, Pattukottai.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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