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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 23.08.2024

CORAM

The Hon'ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.9949 of 2023
and
Crl.M.P.(MD)No.7938 of 2023

1. Ragavendran
2. Samcharles
3. Muthalagu

... Petitioners

Vs

1. The State rep. By
The Inspector of Police,
Kodaikanal Police Station,
Dindigul District

2. Ramesh Kumaran

... Respondents

PRAYER :- This Petition is filed under Section 407 Cr.P.C, to withdraw the case pending in C.C. No.106 of 2022 from the file of the Judicial Magistrate Court No.II, Kodaikanal and transfer the same to any other Judicial Magistrate Court at Madurai or to any other neighboring district.

For Petitioners : Mr.Althaf Sheriff
for M/s.Ajmal Associates

For Respondent : Mr.A. Albert James
Government Advocate (Crl.Side)



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ORDER

When the matter came up for hearing, the learned counsel appearing for the petitioner submitted that transfer was sought apprehending certain bias as against the Presiding Officer. Now the said Presiding Officer is transferred from the said Court and new Presiding Officer has been posted. In view thereof, he would submit that original cause of action as presented in the petition does not survive and the petition has become infructuous.

2. At this juncture, the learned counsel appearing for the respondent would submit that in this case trial already commenced in the year 2017 itself.

3. In view thereof, the trial Court is directed to take up the case for expeditious disposal.



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4. Accordingly, this Criminal Original Petition stands dismissed as infructuous. Consequently, connected Miscellaneous Petition is closed.

23.08.2024

Internet : Yes
Index : Yes/ No
NCC : Yes/No
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To

1. The Inspector of Police,
Kodaikanal Police Station,
Dindigul District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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D.BHARATHA CHAKRAVARTHY,J

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