



CRL MP(MD) No.8949 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Monday, the Second day of September Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice K.MURALI SHANKAR

CrI.M.P(MD)No.8949 of 2024

in

CrI.O.P.(MD)No.14389 of 2024

1 THIYAGARAJAN

2 MURUGESHAN

3 RAJASEKARAN

4 VARATHARAJPERUMAL

5 ILAYARAJA

6 MUNEESHWARAN

7 CHAKKIAH

8 SEKAR

9 RAMAR

10 KASHIRAJ

11 SELVAM @ SELVARAJ

12 IRULLAPPASAMY

13 MURUGESHAN

<https://www.mhc.tn.gov.in/judis>



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14 KASHIRAMU

15 PACHAI PERUMAL

16 KASIPERUMAL

17 ANNAMALAI

18 MARIYAPPAN

19 MAPPILAISAMY @ MURUGESHAN

20 MALURAJ

21 RAGUPATHY @ CHINNARAJ

22 MARIMUTHU

23 OOMAITHURAI

24 SELVA GANESHAN

25 SANKAR

26 MUTHUSAMY

27 CHELLAPANDI

28 CHINNAMALLU

29 JAGANATHAN

30 S.K.S.JAYARAJ

31 KANNUSAMY

32 KUTTYDURAI @ SANGARALINGADURAI,

<https://www.mhc.tn.gov.in/judis>



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33 CHELLAPPA

34 THESINGARAJAMANI @ THESIYARAJAMANI

35 SUDAMANI

36 ASHOK KUMAR

37 BABURAJ @ BAPRAJ

38 MUTHUKUMAR

39 BASKAR @ BASKARN

... PETITIONERS/ ACCUSED 6,7,9,10,12,14,15,16,
17,18,21,24,25,26,27,29,32,33,40,41,42,43,46,47,48,49,50,
53,54,55,56,59,60,61,62,63,65,66,67

Vs

1 THE INSPECTOR OF POLICE
OTTAPIDARAM POLICE STATION,
TUTICORIN DISTRICT.
CRIME NO.55/2012.

2 M.MAHENDRAN

... RESPONDENT/DEFACTO COMPLAINANT

Criminal Miscellaneous Petition filed praying that in the circumstances stated therein and in the petition filed therewith the High Court may be pleased to Dispense with the personal appearance of the Petitioners/Accused in PRC.No.10/2023 on the file of the District Munsif cum Judicial Magistrate Court, Ottapidaram, Tuticorin District, till the disposal of the main Petition.

Prayer in CRL OP(MD). 14389/ 2024 :

To call for the records in PRC.10/2023 on the file of the District Munsif cum Judicial Magistrate Court, Ottapidaram, Tuticorin District and Quash the same against the petitioners/Accused.



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Order : This Criminal Miscellaneous Petition coming up for orders on this day, upon perusing the petition filed in support thereof and upon hearing the arguments of Mr.KA.RAAMAKRISHNAN, Advocate for the petitioner and of Mr.K.SANJAI GANDHI, Government Advocate(crl.side) on behalf of the 1st Respondent, the court made the following order:-

Heard the learned counsel appearing for the petitioners and the learned Government Advocate (Criminal Side) appearing for the respondents.

2. Considering the facts and circumstances of the case, the personal appearance of the petitioners before the Committal Court is ordered to be dispensed with, on conditions that they shall appear at the time of furnishing copies, at the time of committal and on the hearings, specifically directed by the Committal court. The petitioners are further directed to give an undertaking in the form of affidavit that they will be duly represented by a counsel on all hearing dates. If the petitioners adopt any dilatorial tactics, it is open to the Committal Court to insist for their appearance and deal with the petitioners in accordance with the judgment of Supreme Court of India, in State of Uttar Pradesh Vs. Shambunath Singh, reported in 2001 (4) SCC 667.

sd/-
02/09/2024

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/09/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



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CSM

TO

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1 THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE,
OTTAPIDARAM,
TUTICORIN DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, THOOTHUKUDI DISTRICT.

3 THE INSPECTOR OF POLICE
OTTAPIDARAM POLICE STATION,
TUTICORIN DISTRICT.

4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER

IN

CrI.M.P(MD)No.8949 of 2024

in

CrI.O.P.(MD)No.14389 of 2024

Date :02/09/2024

SA/VR/SAR. /10.09.2024/5P/5C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023.