



CRL MP(MD) No.9163 of 2024

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

Wednesday, the Fourth day of September Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice K.MURALI SHANKAR

Crl.M.P.(MD)No.9163 of 2024

in

Crl.O.P.(MD)No.14653 of 2024

1 PONNAIAH

2 PAPPU

3 GOMATHI

4 VEERASAMY

5 THANGARJ

6 CHANDRAN

7 NAVANEETHAKRISHNAN

8 VINOTHKUMARAN

9 ATHIMOOLAM

10 CHANDRAN

11 RAJESHWARAN

12 CHITHIRAIPUTHIRAN

13 PARAMANANDHAM

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



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14 PRAKASH

15 SUDALAIMUTHU @ MUTHU

16 PANDIRAJ

17 RAMESH

18 UDAIYAR

19 ANANDHAKUMAR

20 PALANICHAMY @ GURU PALANICHAMY,

21 PARAMASIVAM

22 SANJEEVI @ AASARI

23 SHANMUGA ANAND

24 PRABHU

25 MURUGAN

26 RAMU

27 MARIYAPPAN

28 SANGARASUBBU

29 KARMEGAM

30 DURAI KANDASAMY

31 GANAPATHY

32 SARAVANAKUMAR

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



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33 MARUTHUPANDI

34 MURUGESAN

35 JEYARAJ

36 MURUGAN

37 RAVIKUMAR

38 RAJESH KANNAN

39 KALIRAJAN

40 THANGAMANI

41 KARUPPASAMY

42 PANDIYAN

43 RAJA KALIMUTHU

44 THANGAMANIVELAN

45 NAGARAJAN

46 PONRAJ

47 MANIKANDAN

48 BALAGURU

49 CHANDRASEKAR

50 YUVARAJAN

51 SURESH

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52 AYYAPPAN

53 PALPANDI

54 PITCHAI

55 MUTHU RATHINAM

56 SUBRAMANI

57 DHARMARAJ

58 MOHANRAJ

59 KARUPPASAMY

60 NAGENDRAN

61 VANARAJ

62 MAYAKANNAN

63 KARTHICKEYAN

64 MAHESWARAN

65 AYYADURAI

66 ESAKKIMUTHU

67 SURESHKUMAR

68 BALAMURUGAN @ BALU

69 SUNDAR

70 MUTHURASU

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71 SUNDARAMOORTHY

72 NALLASAMY

... PETITIONERS/PETITIONERS/  
ACCUSED 1 TO 7 & 9 TO 73

Vs

1 THE INSPECTOR OF POLICE  
SRIVILLIPUTHUR TOWN POLICE STATION,  
VIRUDHUNAGAR DISTRICT.  
(CRIME NO.407/2022).

... RESPONDENT/RESPONDENT/  
COMPLAINANT

2 R.GEETHA  
THE INSPECTOR OF POLICE,  
SRIVILLIPUTHUR TOWN POLICE STATION,  
VIRUDHUNAGAR DISTRICT.

... RESPONDENT/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 in all further proceedings in STC No.1343/2022 on the file of the Judicial Magistrate No.II, Srivilliputhr, pending disposal of the above said Criminal Quash Petition.

Prayer in CRL OP(MD). 14653/ 2024 :

To call for the records relating to STC No.1343/2022 on the file of the Judicial Magistrate No.II, Srivilliputhur and quash the same as against the petitioners are concerned.



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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.M.KARTHIKEYA VENKITACHALAPATHY, Advocate for the petitioner and of Mr.K.SANJAI GANDHI, Government Advocate (crl.side) on behalf of the 1<sup>st</sup> 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, the personal appearance of the petitioners before the trial Court is ordered to be dispensed with, on conditions that they shall appear at the time of initial questioning, proceedings under Section 313 of Cr.P.C., and at the time of passing judgment and on all the hearings, specifically directed by the trial 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 and that the counsel representing them will cross examine the prosecution witnesses on the same day they are examined in chief. The petitioners shall not dispute the identity of the witnesses. The petitioners shall appear before the Court in the event their presence is insisted by the trial judge for the purpose of identification. If the petitioners adopts any dilatorial tactics, it is open to the Trial Court to insist for their appearance and deal with the petitioners in accordance with the judgment of



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Supreme Court of India, in State of Uttar Pradesh Vs. Shambunath Singh, reported in

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2001 (4) SCC 667.

sd/-  
04/09/2024

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/09/2024

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

CSM  
TO

1 THE JUDICIAL MAGISTRATE NO.II,  
SRIVILLIPUTHUR.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,  
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.

3 THE INSPECTOR OF POLICE  
SRIVILLIPUTHUR TOWN POLICE STATION,  
VIRUDHUNAGAR DISTRICT.

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

+1. C.C. to Mr.M.KARTHIKEYA VENKITACHALAPATHY Advocate SR.No.10925

(I) DT.05/09/2024.

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ORDER  
IN  
Crl.M.P.(MD)No.9163 of 2024  
in  
Crl.O.P.(MD)No.14653 of 2024  
Date :04/09/2024

SA/VR/SAR. /10.09.2024/8P/6C

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