



Crl.O.P.(MD)No.14926 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.09.2024

CORAM

THE HON'BLE MR.JUSTICE K.MURALI SHANKAR

Crl.O.P.(MD)No.14926 of 2024

Monika Vinod Kumar

... Petitioner

Vs.

1.The State of Tamilnadu rep by
The Inspector of Police,
All Women Police Station,
Alangulam,
Tirunelveli District.
(Crime No.15 of 2019)

2.T.Vinod Kumar

3.T.Then Raja

4.T.Vijaya

5.Ishwaraya

6.Azhagurajan

... Respondents

PRAYER : Criminal Original Petition filed under Section 528 of BNSS,
to direct the learned Judicial Magistrate, Tenkasi to dispose the case in
C.C.No.4 of 2021 on merits within stipulated time fixed by this Court.



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For Petitioner : Mr.R.R.Mohana Raja
for M/s.My Lord Law Associates

For R1 : Mr.E.Antony Sahaya Prabahar
Additional Government Pleader

ORDER

The Criminal Original Petition has been filed, invoking Section 528 B.N.S.S., seeking orders to direct the learned Judicial Magistrate, Tenkasi to expedite the case in C.C.No.4 of 2021 and dispose of the same as expeditiously as possible within a time that may be stipulated by this Court.

2. Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the first respondent.

3. It is evident from the records that on the basis of the complaint given by the petitioner, FIR came to be registered in Crime No.15 of 2019 and that the first respondent, after completing the investigation, has laid the final report before the learned Judicial Magistrate, Tenkasi against the private respondents and the same was taken on file in C.C.No. 4 of 2021.



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4. The learned counsel appearing for the petitioner would submit that in order to delay the proceedings, witness has not been produced before the trial Court and that the case is pending without any progress.

5. The main contention of the petitioner is that the occurrence was happened in the year 2019. But the fact remains that, the case was taken on file in the year 2021. The High Court has already issued Circulars to the District Judiciary directing the Courts to give priority for the cases relating to the Senior Citizens, HIV affected persons, Defence personnel, women and children etc., The petitioner, without approaching the trial Court, has directly approached this Court. In the absence of total pending particulars and the work burden of that particular Court, this Court is not inclined to give any direction to dispose of the case within the specified period of time.

6. However, the trial Court is required to give priority to the cases, as per the Circulars of the High Court. The petitioner is at liberty to approach the trial Court and if such requisition for early disposal of the case is made, the learned trial Judge is directed to consider the same, in



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the light of the circulars issued by this Court.

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7. With the above observation and direction, this Criminal Original

Petition stands disposed of.

06.09.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
csm

To

- 1.The Judicial Magistrate,
Tenkasi.
- 2.The Inspector of Police,
All Women Police Station,
Alangulam,
Tirunelveli District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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K.MURALI SHANKAR,J.

csn

Order made in
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