



*Crl.O.P.(MD)No.18029 of 2024*

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.10.2024

CORAM

**THE HON'BLE MR.JUSTICE K.MURALI SHANKAR**

Crl.O.P.(MD)No.18029 of 2024

Jebakumar

... Petitioner

Vs.

The State represented by  
The Sub Inspector of Police,  
CCB Police Station,  
Tirunelveli City,  
Tamil Nadu-627 002.  
(Crime No.15 of 2023)

... Respondent

**PRAYER :** Criminal Original Petition filed under Section 528 of BNSS, to direct the learned Judicial Magistrate No.1, Tirunelveli to proceed the case expeditiously in C.C.No.2621 of 2023 on the file of the learned Judicial Magistrate Court No.1, Tirunelveli and dispose off the case within a time frame fixed by this Court.

For Petitioner : Mr.M.Bazeerdeen

For Respondent : Mr.E.Antony Sahaya Prabahar  
Additional Public Prosecutor



*Crl.O.P.(MD)No.18029 of 2024*

WEB COPY

**ORDER**

The Criminal Original Petition has been filed, invoking Section 528 B.N.S.S., seeking orders to direct the Judicial Magistrate No.1, Tirunelveli to expedite the case in C.C.No.2621 of 2023 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 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 2023 on 09.08.2023 and after completing the investigation, final report came to be filed for the offences under Sections 420, 468 and 471 IPC and the case was taken on file in C.C.No.2621 of 2023 and is pending on the file of the Judicial Magistrate No.1, Tirunelveli.

4. The learned counsel appearing for the petitioner would submit that the case is pending for issuance of summons for many months and



*Crl.O.P.(MD)No.18029 of 2024*

that the petitioner is running from pillar to post to complete the case in order to get his money back.

5. The fact remains that, the charge sheet has been filed in the year 2023. 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 the light of the circulars issued by this Court.



*Crl.O.P.(MD)No.18029 of 2024*

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

Petition stands disposed of.

**21.10.2024**

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

To

- 1.The Judicial Magistrate No.1,  
Tirunelveli.
- 2.The Sub Inspector of Police,  
CCB Police Station,  
Tirunelveli City,  
Tamil Nadu-627 002.
- 3.The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.



WEB COPY



***Crl.O.P.(MD)No.18029 of 2024***



WEB COPY



*Crl.O.P.(MD)No.18029 of 2024*

**K.MURALI SHANKAR,J.**

csn

Order made in  
Crl.O.P.(MD)No.18029 of 2024

Dated: 21.10.2024