



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
Criminal Jurisdiction

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

PRESENT
The HONOURABLE MR. JUSTICE P. VADAMALAI

CRL MP(MD). No.13139 of 2024
IN
CRL RC(MD)NO.248 OF 2021

Vijitha

... Petitioner/Petitioner

Vs

1 The State of Tamil Nadu
Rep by the Sub Inspector of Police
Bazzar Police Station
Ramanathapuram
Ramanathapuram District.

2 Ragupathi

... Respondents/Respondents

Prayer :-In CRL MP(MD)NO.13139 OF 2024

This Criminal Miscellaneous filed under section 528 of BNSS Act to set aside the order of dismissed as infructuous by this Honble Court on 09.12.2021 in Crl RC (MD) No.248/2021 and Restore the above Crl RC(MD) No.248/2021

Prayer :-In CRL RC(MD)NO.248 OF 2021

This Criminal Revision case is filed under section 397 r/w section 401 of Cr.p.c against order dated 12.02.2021 in Crl.M.P/NO.305 of 2021 in C.C.No.54/2011, on the file of the Judicial Magistrate No.1.Ramanathapuram,Ramanathapuram District.

ORDER:- This Criminal Miscellaneous Petition coming on for orders on this day and upon perusing the petition and the affidavit filed in support thereof and upon



hearing the arguments of Thiru.D.Balamurugapandi, Advocate for the Petitioner and of Thiru.R.M.Anbunithi, Additional Public Prosecutor for Respondent No.1 and Mr.I.Kannan, advocate for Respondent No.2 this Court made the following order:

This Criminal Miscellaneous Petition has been filed to restore the Criminal Revision Case in CrI.R.C.(MD)No.248 of 2021, which was dismissed as infructuous on 09.12.2021.

2. Heard the learned counsel for the petitioner, the learned Additional Public Prosecutor appearing for the 1st respondent and the learned counsel for the 2nd respondent, and I have perused the affidavit filed in support of this petition.

3. The learned counsel for the petitioner and the learned counsel for the 2nd respondent submitted that a settlement talk is going on between the parties and the matter is going to be settled.

4. The learned Additional Public Prosecutor appearing for the 1st respondent has not raised any objection to this petition, and the learned counsel for the 2nd respondent also submitted that his client has no objection to this petition.

5. Considering the above facts and circumstances of the case and also considering the reasons stated in the affidavit, this Court is inclined to allow this



petition. Accordingly, this Criminal Miscellaneous Petition is allowed.

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6. Registry is directed to restore the Criminal Revision Case in Cr1.R.C.MD)

No.248 of 2021 and list the same on **06.12.2024**.

Sd/-

Assistant Registrar (CO)

// True Copy //

/12/2024

Sub Assistant Registrar
(CS-1/II/III/IV)

TO

1.The Judicial Magistrate No.1,
Ramanathapuram,
Ramanathapuram District.

2. The Sub Inspector of Police,
Bazzar Police Station,
Ramanathapuram
Ramanathapuram District.

COPY TO

The Section Officer
Criminal Section (FOR POSTING)
Madras High court Madurai Bench
Madurai



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ORDER DATED : 04/12/2024

RESTORE`

CRL MP(MD). No.13139 of 2024
IN
CRL.RC.(MD).No.248 of 2024

Giving direction and etc.
as stated within.

BV (13/12/2024) 4P/ 4C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17.07.2023.