



Crl.O.P.No.1318 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.01.2025

Coram:

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

Crl.O.P.No.1318 of 2025 and

Crl.M.P.No.749 of 2025

1. Murugesan
2. Sakthivel
3. Hemanathan

... Petitioners

Vs.

1. The Inspector of Police
M4-Redhills Police Station
Chennai
(Crime No.852/2023)

2. Mrs.Rajeshwari

... Respondents

Prayer: Criminal Original Petition filed under Section 528 of B.N.S.S. to direct the IV Additional Sessions Judge, Ponneri, to expedite the hearing in the Criminal Miscellaneous Petition filed by the petitioner for further investigation under Section 193(9) of the Bharatiya Nyaya Sanhita, 2023 in S.C.No.89 of 2024 on the file of the IV Additional Sessions Judge, Ponneri and continue the trial proceedings after disposal of the said petition.



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For Petitioners : Mr.P.Rajkumar

For 1st Respondent : Mr.S.Sugendran
Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed by the petitioners to direct the IV Additional Sessions Judge, Ponneri, to expedite the hearing in the Criminal Miscellaneous Petition filed by the petitioners for further investigation under Section 193(9) of the B.N.S.S. in S.C.No.89 of 2024 on the file of the IV Additional Sessions Judge, Ponneri and continue the trial proceedings after disposal of the said petition.

2. Heard the learned counsel for the petitioners and the learned Additional Public Prosecutor appearing for the 1st respondent and perused the materials available on record.



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3. Since no adverse order is being passed against the 2nd respondent, notice to the 2nd respondent is dispensed with.

4. It is seen that the petitioners have been charged for the offences under Sections 120(B) read with 302, 147, 148, 341, 302 read with 149 and 201 of IPC in S.C.No.89 of 2024 on the file of the IV Additional Sessions Judge, Ponneri and pending trial, the petitioners have filed a Criminal Miscellaneous Petition for further investigation under Section 193(9) of the B.N.S.S. and the same has been kept pending without even numbering. Hence, the present petition is filed to expedite the hearing in the Criminal Miscellaneous Petition filed by the petitioners for further investigation.

5. Considering the facts and circumstances of the case, the IV Additional Sessions Judge, Ponneri is directed to give opportunity to both the parties and dispose of the Miscellaneous Petition filed by the petitioners under Section 193(9) of B.N.S.S. in accordance with law.



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6. With the above directions, this Criminal Original Petition is disposed

of. Consequently, connected Miscellaneous Petition is closed.

24.01.2025

Index : Yes / No

Speaking Order : Yes / No

Neutral Citation Case : Yes/No

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To

1. The IV Additional Sessions Judge, Ponneri,

2. The Inspector of Police
M4-Redhills Police Station
Chennai

3. The Public Prosecutor
High Court of Madras



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P.VELMURUGAN. J.

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