

Crl.O.P.No.10080 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.06.2025

CORAM

THE HON'BLE MR. JUSTICE P.VELMURUGAN

Crl.O.P.No.10080 of 2025

and

Crl.M.P.Nos.6715 & 6719 of 2025

Vijayalakshmi

... Petitioner

Vs

1. The State represented by,
The Inspector of Police,
Panruti P.S.,
Panruti Taluk,
Cuddalore District.

2. Selvi

... Respondents

PRAYER: Criminal Original Petition filed under Section 528 of BNSS 2023, seeking to call for the records in connection with the charge sheet in C.C.No.88 of 2016 on the file of the Judicial Magistrate-1 Court at Panruti and to quash the same as far as the petitioner/Accused No.6 is concerned.

For Petitioner : Mr.AR.Prabudevan

For R1 : Mr.S.Vinoth Kumar
Government Advocate (Crl.Side)

For R2 : Not ready in notice



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ORDER

This Criminal Original Petition has been filed to call for the records in connection with the charge sheet in C.C.No.88 of 2016 on the file of the Judicial Magistrate-1 Court at Panruti and to quash the same as far as the petitioner/Accused No.6 is concerned.

2. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl.Side) appearing for the first respondent-Police and perused the materials available on record.

3. Learned counsel for the petitioner submitted that the petitioner has been arrayed as 6th accused in C.C.No.88 of 2016 on the file of the learned Judicial Magistrate No.I, Panruti. She is working as a Nurse in the Primary Health Centre. She is not involved in the alleged offence and she has been falsely implicated in this case and she was also not informed either about the complaint or the charge sheet that she has been arrayed as an accused. She has been unnecessarily dragging from pillar to post. Hence, the petitioner prayed for quashing of the charge sheet in C.C.No.88 of 2016.



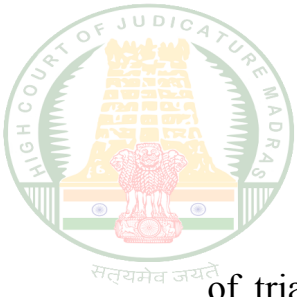
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4. Learned Government Advocate, (Criminal Side) appearing for the respondent-Police submitted that the respondent Police registered the case and investigated the matter and laid a charge sheet. Witnesses have spoken about the involvement of the petitioner in the offences and also there is a specific overt act as against the petitioner. The grounds taken by the petitioner are nothing but defences, which can be agitated only during the course of trial. Hence, the criminal original petition may be dismissed.

5. Admittedly, the respondent-Police registered a case in Crime No.684 of 2024 on 13.09.2014, in which, the petitioner has been shown as sixth accused. Subsequently, investigation has been completed by the investigating agency and charge sheet has also been laid. On a reading of charge sheet, statement of the witnesses recorded by the Investigating Officer during investigation, and also the medical records, this Court finds that there are prima facie materials available to proceed the case further as against the petitioner also.

6. The grounds taken by the petitioner in the petition are nothing but defences and the same can be agitated only during the course



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of trial. There is no merit in the criminal original petition. Hence, the criminal original petition is dismissed. Since the CC is pending more than nine years, the learned Magistrate is directed to conduct trial on day-to-day-basis in C.C.No.88 of 2016 and disposed of the same on merits and in accordance with law, within a period of three months from the date of receipt of a copy of this order.

7. The petitioner is directed to extend her fullest cooperation for early disposal of the case. The personal appearance of the petitioner before the trial Court is dispensed with. However, she has to appear before the trial Court as and when her presence is required. Consequently, connected miscellaneous petition in CrI.M.P.No.6715 of 2025 is also dismissed.

11.06.2025

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Index: Yes/No

Speaking Order: Yes/No

Neutral Citation: Yes/No



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To

1. The Judicial Magistrate-1 Court at Panruti
2. The Inspector of Police,
Panruti P.S.,
Panruti Taluk,
Cuddalore District.
3. The Public Prosecutor,
High Court, Chennai.



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P.VELMURUGAN, J

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Crl.M.P.Nos.6715 & 6719 of 2025**

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