



Crl.O.P.No. 12445 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.04.2025

CORAM:

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

Crl.O.P.No.12445 of 2025

Mani

..... Petitioner

Vs

The State represented by
The Inspector of Police,
J-7 Velachery Police Station,
Chennai.
(Crime No.2524 of 2015).

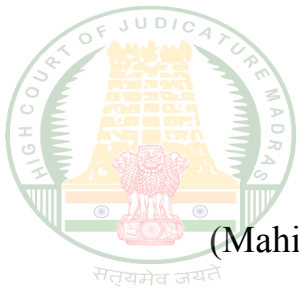
..... Respondent

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to set aside the return order dated 07.02.2025 in Crl.M.P.S.R.No.569 of 2025 in S.C.No.327 of 2019 pending trial on the file of the Hon'ble Sessions Judge, Magalir Neethimandram (Mahila Court), Allikulam, Chennai.

For Petitioner : Mr.R.Karthik
For Respondent : Mr.A.Gopinath
Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition has been filed challenging the order dated 07.02.2025 passed in Crl.M.P.SR.No.569 of 2025 in S.C.No.327 of 2019 by the Sessions Judge, Magalir Neethimandram



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(Mahila Court), Allikulam, Chennai, thereby returning the application

filed to recall P.W.10 as not maintainable.

2. Heard the learned counsel appearing on either side and perused the materials available on record,

3. The petitioner is an accused in S.C.No.327 of 2019 and is facing trial for the offences punishable under Sections 397, 380, 302 of IPC. When the case was posted for arguments, the petitioner filed an application seeking to recall P.W.10, who is the Investigating Officer, for further cross examination.

4. A perusal of the records reveals that P.W.10 had already been fully cross examined and the evidence on the side of the prosecution had been closed. Hence, the Trial Court rightly returned the application to recall P.W.10 as not maintainable.

5. In view of the above, this Court finds no infirmity or illegality in the order dated 07.02.2025 passed in Crl.M.P.SR.No.569 of 2025 in S.C.No.327 of 2019 by the Sessions Judge, Magalir



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Neethimandram (Mahila Court), Allikulam, Chennai. Accordingly, this

WEB CO Criminal Original Petition stands dismissed.

24.04.2025

Index : Yes/No
Neutral citation : Yes/No
Speaking/non-speaking order
Lpp

To

1. The Sessions Judge,
Magalir Neethimandram (Mahila Court),
Allikulam,
Chennai.

2. The Inspector of Police,
J-7 Velachery Police Station,
Chennai.

3. The Public Prosecutor,
Madras High Court,
Chennai.



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G.K.ILANTHIRAIYAN, J.

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