



CrI.O.P.No. 4482 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.02.2025

CORAM:

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

CrI.O.P.No. 4482 of 2025

Regina Fatima Marie Saint Jacques
Represented through her Power Agent
Muruganantham

..... Petitioner

VS

The Inspector of Police,
Odiansalai Police Station,
Puducherry.

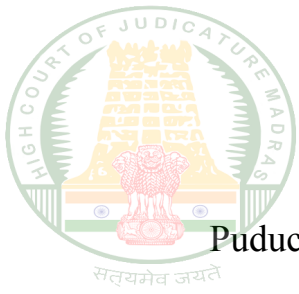
..... Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of Code of Criminal Procedure, to set aside the returned docket order dated 18.04.2024 in CrI.M.P.SR.No.1032/2024 in S.C.No.21 of 2019 on the file of the III Additional Sessions Judge, Puducherry to number the petition and proceed the same in the file of III Additional Sessions Judge, Puducherry.

For Petitioner : Mr.G.Prabhakar
For Respondent : Mr.K.S.Mohandoss
Public Prosecutor (Puducherry)

ORDER

This Criminal Original Petition has been filed challenging the docket order dated 18.04.2024 in CrI.M.P.SR.No.1032 of 2024 in S.C.No.21 of 2019 on the file of the III Additional Sessions Judge,



Crl.O.P.No. 4482 of 2025

WEB COM Cr.P.C.

Puducherry, thereby returned the application filed under Section 319 of

2. The petitioner is the defacto complainant in S.C.No.21 of 2019. The prosecution had examined nearly 34 witnesses. Therefore, in order to add some more accused persons based on the deposition of the prosecution witnesses, the petitioner filed an application under Section 319 of Cr.P.C to add other accused persons. However, the Trial Court, without even numbering the same, returned it on the grounds of merits. The Trial Court should not have rejected the application without even numbering it or passing orders on merits.

3. In view of the above, the docket order dated 18.04.2024 in Crl.M.P.SR.No.1032 of 2024 in S.C.No.21 of 2019 on the file of the III Additional Sessions Judge, Puducherry, is hereby set aside. The petitioner is directed to re-present the application under Section 319 of Cr.P.C and the Trial Court is directed to take the application on file and pass orders on merits and in accordance with law.

4. With the above direction, this Criminal Original Petition



Crl.O.P.No. 4482 of 2025

stands disposed of.

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19.02.2025

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

To

1. The III Additional Sessions Judge,
Puducherry

2. The Inspector of Police,
Odiansalai Police Station,
Puducherry.

3. The Public Prosecutor,
Puducherry.



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Crl.O.P.No. 4482 of 2025

G.K.ILANTHIRAIYAN, J.

Lpp

Crl.O.P.No. 4482 of 2025

19.02.2025



Crl.O.P.No. 4482 of 2025

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Crl.O.P.No.4482 of 2025

G.K.ILANTHIRAIYAN, J.

Today, this matter has been listed under the caption “For being mentioned” at the instance of the learned counsel for the petitioner.

2. The learned counsel appearing for the petitioner seeks return of original copy of the petition filed in Crl.M.P.SR.No.1032 of 2024 in S.C.No.21 of 2019.

3. Considering the submission made by the learned counsel for the petitioner, the Registry is directed to return the original copy of the petition filed by the petitioner in Crl.M.P.SR.No.1032 of 2024 in S.C.No.21 of 2019, forthwith.

21.03.2025

mn

Note:- Issue order copy on 21.03.2025

Copy to

The Section Officer,
VR Section.

G.K.ILANTHIRAIYAN, J.



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Crl.O.P.No. 4482 of 2025

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Crl.O.P.No.4482 of 2025

21.03.2025