



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25-09-2025

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THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

CRL RC No. 1674 of 2025

AND

CRL MP NO. 17062 OF 2025, CRL MP NO. 17063 OF 2025

Mrs.Sugano Kumari
W/o.Chunn Lal,
Proprietrix of M/s. Sujal Pharamaceuticals,
75/07, 1st Floor, 1st main Road, Near Govt School,
4th Phase, Yelahanka New Town, Bengaluru-560064.

Petitioner(s)

Vs

The State rep by The Drug Inspector
The Drug Inspector, Poonamalle Range,
Formerly Poonamalle I Range, O/o the
Assistant Director of Drugs Control,
Thiruvallur Zone, No.201, First Floor,
J.N. Road, Thiruvallur-602001.

Respondent(s)

PRAYER

To set aside the committal proceedings initiated by docket order dated 04.05.2023 passed by the Learned Chief JM, Tiruvallur converting the C.C.No.334 of 2022 into P.R.C.No.24 of 2023.



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For Petitioner(s): Mr.P.Ramesh Kumar

For Respondent(s): Dr.C.E.Pratap,
Govt. Advocate (Crl. Side)**ORDER**

Challenging the committal proceedings initiated by docket order dated 04.05.2023 by the learned Chief Judicial Magistrate, Tiruvallur converting C.C.No.334 of 2022 into P.R.C.No.24 of 2023, the petitioner preferred this Criminal Revision Case.

2. Today, when the matter taken up for hearing, learned counsel for petitioner/accused would submit that the petitioner was charged under Sec.18(c) r/w Sec. 27(d) of Drugs and Cosmetics Act, 1940, which prescribes two years punishment and the same can be tried by learned Judicial Magistrate, but the trial judge had erroneously committed the case to Court of Sessions and converted the C.C.No. 334 of 2022 into Preliminary Register Case as P.R.C.No.24 of 2023. Challenging the said order, now the petitioner preferred this Criminal Revision Case.

3. On seeing the facts, since the punishment is below three years under the said Act, the learned Magistrate alone can decide the same and it does not require any committal proceedings, however, the prosecution also admitted the



said fact. So, for the like nature of offence, Magistrate Court alone can try the case. Hence, the impugned conversion into P.R.C.No. 24 of 2023 by the learned Chief Judicial Magistrate is liable to be set aside. Accordingly, this Criminal Revision Case is allowed and the findings rendered in a docket order dated 04.05.2023 converting C.C.No.334 of 2022 into P.R.C.No. 24 of 2023 is set aside. Consequently, the connected Criminal Miscellaneous Petitions are closed.

25-09-2025

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

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To

1. Chief Judicial Magistrate, Tiruvallur.
2. The Drug Inspector,
Poonamalle Range,
Formerly Poonamalle I Range,
O/o the Assistant Director of Drugs Control,
Thiruvallur Zone, No.201, First Floor, J.N. Road, Thiruvallur-602001.
3. The Public Prosecutor, High Court, Madras.



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T.V.THAMILSELVI J.

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