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CRL OP Nos. 27650 and  
27652 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 09-10-2025**

CORAM

**THE HONOURABLE MR JUSTICE N. SATHISH KUMAR**

**CRL OP Nos. 27650 and 27652 of 2025  
and CRL.MP.Nos.18752 and 18755 of 2025**

C.S.Aditya Praveen

Petitioner(s) in both the petition

Vs

S. Muthuvel

Respondent(s) in CRL OP No. 27650 of 2025

S.P.Vijayakumar

Respondent(s) in CRL OP No. 27650 of 2025

**COMMON PRAYER**

To set aside the order passed by the XXVII Metropolitan Magistrate Court, Saidapet, Chennai in Crl.M.P.No. 8/2025 in C.C.No. 1049/2020, Crl.M.P.No. 10/2025 in C.C.No. 1048/2020 dt. 02.09.2025.

For Petitioner(s):     Mr.Sunny Sheen  
                                     for Mr.K.Karthikeyan



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## **COMMON ORDER**

The petitioner has filed these petitions challenging the order dismissing the applications filed to recall PW1 under Section 348 of BNSS.

2. The Trial Court taking note of the fact that PW1 was already cross-examined as early as on 14.02.2021, dismissed the said applications.

3. It is relevant to note that in an earlier occasion, the petitioner challenged the order dismissing the petition filed under Section 91 Cr.P.C. in Crl.O.P.Nos.24829 and 24835 of 2025. This Court while confirming the orders of the Trial Court held that if the petitioner really wants to examine any person, he can very well summon that person, who has custody of the documents, to prove his contents as defence witness. Since this Court already granted permission to the petitioner to summon the concerned officials, who have the custody of the documents available, it is for the petitioner to examine those officials by taking summons and prove his defence.



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4. With the above direction, these petitions are dismissed. Consequently,

connected miscellaneous petitions are closed.

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pvs

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



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**N.SATHISH KUMAR J.**

pvs

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