



CrI.O.P.(MD)No.4272 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 18.07.2025

CORAM :

THE HON'BLE MR.JUSTICE B.PUGALENDHI

CrI.O.P.(MD)No.4272 of 2025 and
CrI.MP(MD) No.3022 of 2025

B.S.Manikandan @ P.S.Manikan

... Petitioner

Vs

1.The State of Tamilnadu,
Rep by the Inspector of Police,
Central Crime Branch,
Madurai City.
Madurai.
Crime No.41/2020.

2.V.S.Mahalingam

3. Sivakumar

...Respondents

Prayer : Criminal Original Petition filed under Section 528 of BNSS, to call for the records relating to the proceedings in CC No.298 of 2024, on the file of the Judicial Magistrate No.1, Madurai under Sections 406, 419, 420, 463, 465, 468, 471, 120B of IPC and quash the same as against this Petitioner.

For Petitioner
For R1

: Mr.S.Loganathan,
: Mr.A.S.Abul Kalaam Azad
Government Advocate (CrI.side)



Crl.O.P.(MD)No.4272 of 2025

ORDER

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The petitioner/accused in CC No.298 of 2024 has filed this Criminal Original Petition to quash the above proceedings, which is pending on the file of the learned Judicial Magistrate No.I, Madurai.

2.The respondent police has registered a case as against this petitioner and other accused for the offence under Sections 406, 419, 420, 463, 465, 468, 471, 120B IPC that the petitioner, being a document writer has helped the other accused to execute a cancellation deed, dated 10.06.2014. After investigation, final report was filed before the Judicial Magistrate No.I, Madurai, in CC No.298 of 2024 and the same is still pending.

3.The learned Counsel for the petitioner submits that the petitioner is a document writer and he prepared the cancellation deed based on the instructions and the documents placed before him. He further submits that the petitioner was not the author of the sale deed and therefore, he is not liable for any fraud being played on a document. The petitioner has not committed any offence as alleged by the prosecution.



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WEB CCM

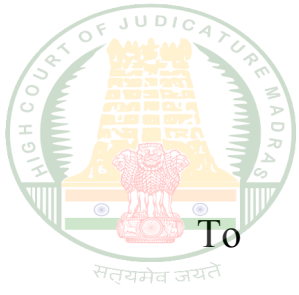
4.Mr.A.S.Abul Kalaam Azad, learned Government Advocate (CrI.side), who takes notice for the respondent strongly objects for quashing the proceedings in CC No.298 of 2024 that the prosecution has substantiated the petitioner's involvement in the offence.

5.Heard the learned counsel appearing for the petitioner and the learned Government Advocate (CrI. side) appearing for the respondent.

6.Though the petitioner has raised several grounds, this Court is of the opinion that it can be appreciated only during the trial. Therefore, this Court is not inclined to entertain this petition and accordingly, this Criminal Original Petition is dismissed. However, liberty is granted to the petitioner to raise all these grounds before the trial Court, during trial. Consequently, connected miscellaneous petition is closed.

18.07.2025

NCC : Yes/No
Index : Yes/No
Internet:Yes
vrn



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To

WEB CCM The Inspector of Police,
Central Crime Branch,
Madurai City.
Madurai.



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CrI.O.P.(MD)No.4272 of 2025

B.PUGALENDHI,J

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Order made in
CrI.O.P.(MD)No.4272 of 2025 and
CrI.MP(MD) No.3022 of 2025

18.07.2025