



Crl.O.P(MD)No.21002 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 04.04.2025

CORAM

THE HONOURABLE MR.JUSTICE P. DHANABAL

Crl.O.P(MD)No.21002 of 2024

State Bank of India,
Nagarcoil Main Branch (SME), Rep by its
Chief Manager, Mr. Subramanian.

... Petitioner

Vs

E. Beena

... Respondent

PRAYER: Criminal Original petition has been filed under Section 528 of BNSS to direct the learned Judicial Magistrate Fast Track Court, Nagercoil to take the complaint in S.T.C. on file and numbering the same vide E-filing NO.ATN20220000150C202400217.

For Petitioner : Mr.A.Mohamed Asif

For Respondent : No appearance

ORDER

This Criminal Original Petition has been filed to direct the learned Judicial Magistrate (Fast Track Court), Nagercoil to take the complaint on file and numbering the same.



Crl.O.P(MD)No.21002 of 2024

2. According to the petitioner, the petitioner's Bank lodged a complaint against the respondent for non-complying the condition as per the standing instruction that she has to deposit her salary and allow the petitioner's Bank to deduct a sum of Rs.39,414/- from her bank Account. Since the respondent failed to comply with the condition, she has committed offence under Section 25 of the Payment and Settlement System Act, 2007. Thereby, the petitioner lodged a complaint before the Judicial Magistrate (Fast Track Court), Nagercoil, but the same was returned on the ground of jurisdiction. Hence, this petition.

3. On perusal of records, the transaction took place at Vadasery Branch, Nagercoil and the jurisdictional Court is Judicial Magistrate No.II, Nagercoil. However, the petitioner has filed a complaint before Judicial Magistrate (Fast Track Court), Nagercoil. Therefore, it was returned by the learned Magistrate. The petitioner ought to have file a complaint before the jurisdictional Court, ie., Judicial Magistrate No.II, Nagercoil.



Crl.O.P(MD)No.21002 of 2024

WEB COPY

4.In view of the above, the order passed by the learned Judicial Magistrate (Fast Track Court), Nagercoil is in order. However, the petitioner is at liberty to file a complaint before the jurisdictional Court, ie., Judicial Magistrate No.II, Nagercoil within a period of one month from the date of this order. If any complaint is being filed, the Judicial Magistrate No.II, Nagercoil is directed to number the complaint and pass appropriate orders, if it is otherwise in order.

5.With the above observations and directions, this Criminal Original Petition is disposed of.

04.04.2025

Internet :Yes
Index :Yes/No
NCC :Yes/No
PNM

To

1. The Judicial Magistrate (Fast Track Court), Nagercoil

2. The Judicial Magistrate No.II, Nagercoil

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

3/4



WEB COPY



CrI.O.P(MD)No.21002 of 2024

P. DHANABAL, J.

PNM

ORDER IN
CrI.O.P(MD)No.21002 of 2024

04.04.2025