



Crl.O.P.(MD) No.18405 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 29.10.2025

CORAM

**THE HON'BLE MR.JUSTICE SUNDER MOHAN**

**Crl.O.P.(MD) No.18405 of 2025**

and

**Crl.M.P.(MD) No.15128 of 2025**

1.Rajaram

2.Esakkiammal

3.Rajeswari

4.Chitra

... Petitioners

Vs.

State of Tamil Nadu rep. by  
The Inspector of Police,  
Elayirampennai Police Station,  
Virudhunagar District.  
(Crime No.462 of 2020)

... Respondent

PRAYER : Criminal Original Petition filed under Section 528 of Bharathiya Nagarik Suraksha Sanhita, 2023 to call for the records relating to the impugned docket order dated 19.08.2025 passed by the learned Sessions Judge, Fast Track Mahila Court, Virudhunagar District at Srivilliputhur, in Crl.M.P.No.78 of 2025 in S.C.No.87 of 2021 and set aside the same.



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For Petitioners : Mr.P.Saravanakumar

For Respondent : Mr.R.M.Anbunithi  
Additional Public Prosecutor

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### **ORDER**

This Criminal Original Petition has been filed seeking to set aside the impugned docket order dated 19.08.2025 passed by the learned Sessions Judge, Fast Track Mahila Court, Virudhunagar District at Srivilliputhur, dismissing Crl.M.P.No.78 of 2025 in S.C.No.87 of 2021 filed by the petitioners for recalling P.W.1 and P.W.24 for cross-examination.

2. The learned Sessions Judge has dismissed the petition mainly on the ground that the earlier petition filed by the petitioners in Crl.M.P.No. 20 of 2025 was allowed on condition of payment of Rs.1,500/- to each of the witnesses on or before 14.02.2025, and since the petitioners did not comply with the said condition, the petition came to be dismissed, and the instant petition has been filed only to delay the trial.



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3. The learned counsel for the petitioners would submit that the petitioners could not cross-examine P.W.1 and P.W.24, and that one more opportunity may be granted to the petitioners.

4. The learned Additional Public Prosecutor, on instructions, would submit that the case is now posted for arguments and that the instant petition has been filed only to delay the trial.

5. Admittedly, the petitioners had earlier filed Crl.M.P.No.20 of 2025 for recalling P.W.1 and P.W.24 for cross-examination. They did not comply with the condition imposed by the learned Sessions Judge to pay a sum of Rs.1,500/- to each of the witnesses. Hence, the said petition was dismissed. The petitioners have not chosen to challenge the said order so far. Instead, they have filed the instant petition six months later seeking the same relief. Therefore, this Court finds no infirmity in the impugned order dated 19.08.2025 passed by the learned Sessions Judge dismissing the petition filed by the petitioners for recalling P.W.1 and P.W.24 for cross-examination.



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WEB COPY 6. Hence, this Criminal Original Petition is dismissed.

Consequently, the connected Miscellaneous Petition is closed.

29.10.2025

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Index: Yes/ No

Neutral Citation: Yes / No

Speaking Order / Non-Speaking Order

Copy To:

- 1.The Sessions Judge,  
Fast Track Mahila Court,  
Srivilliputhur,  
Virudhunagar District.
- 2.The Inspector of Police,  
Elayirampannai Police Station,  
Virudhunagar District.
- 3.The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.



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**SUNDER MOHAN, J.**

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