



Crl.O.P.(MD) No.18869 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.11.2025

CORAM

THE HON'BLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD) No.18869 of 2025

and

Crl.M.P.(MD) No.15693 & 15695 of 2025

Kanagarasu @ Kanaga Raj

... Petitioner

Vs.

1.The State of Tamil Nadu rep. by
The Inspector of Police,
Thottiyam Police Station,
Trichy District.
(Crime No.155 of 2022)

2.Arjunan

... Respondents

PRAYER : Criminal Original Petition filed under Section 528 of Bharathiya Nagarik Suraksha Sanhita, 2023 to call for records relating to the final report in C.C.No.55 of 2024 on the file of the learned District Munsif cum Judicial Magistrate, Thottiyam and quash the same as illegal.

For Petitioner : Mr.V.Vishnu

For R1 : Mr.R.Meenakshi Sundaram
Additional Public Prosecutor



Crl.O.P.(MD) No.18869 of 2025

ORDER

WEB COPY

When this Court expressed that the points raised by the petitioner are factual in nature and cannot be adjudicated in this quash petition, the learned counsel for the petitioner sought permission of this Court to withdraw this Criminal Original Petition. He also made an endorsement to that effect. He, however, submitted that the petitioner is aged about 70 years, and hence, his personal appearance before the trial Court may be dispensed with, and sought for a direction to the learned District Munsif-cum-Judicial Magistrate, Thottiyam, to dispose of the case as expeditiously as possible.

2. Recording the above, this Criminal Original Petition is dismissed as withdrawn. However, since the petitioner is aged about 70 years, his personal appearance before the learned District Munsif-cum-Judicial Magistrate, Thottiyam, in C.C. No.55 of 2024 is dispensed with (providing representation through a lawyer), except when his personal appearance is required by the learned District Munsif-cum-Judicial Magistrate, Thottiyam, for the progress of the trial. If the petitioner fails to comply with the directions of the learned District Munsif-cum-Judicial Magistrate, Thottiyam, the above liberty shall stand vacated without



Crl.O.P.(MD) No.18869 of 2025

further reference to this Court. The learned District Munsif-cum-Judicial Magistrate, Thottiyam, may consider expeditious disposal of the trial, considering the age of the petitioner. The connected Miscellaneous Petitions are closed.

03.11.2025

JEN

Index: Yes/ No

Neutral Citation: Yes / No

Speaking Order / Non-Speaking Order

Copy To:

- 1.The District Munsif cum Judicial Magistrate,
Thottiyam, Trichy District.
- 2.The Inspector of Police,
Thottiyam Police Station,
Trichy District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



Crl.O.P.(MD) No.18869 of 2025

SUNDER MOHAN, J.

JEN

Crl.O.P.(MD) No.18869 of 2025

03.11.2025