



Crl.RC(MD).No.1639 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.12.2025

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CORAM:

THE HONOURABLE MR.JUSTICE MOHAMMED SHAFFIQ

Crl.R.C.(MD)No.1639 of 2025

Saravanakumar

..Petitioner

Vs.

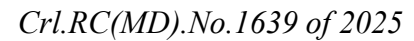
The Inspector of Police,
Pettavaithalai Police Station,
Pettavaithalai,
Trichy District.

..Respondent

PRAYER: To call for the records and set aside the order dated 06.05.2025 made in Cr.MP.No.3015/2024 on the file of Learned District Munsif cum Judicial Magistrate Court, Srirangam and consequently direct the 1st respondent police to register a case on the complaint dated 06.11.2023 given by the petitioner and allow the criminal revision.

For Petitioner : Mr.M.Suresh

For Respondent : Mr.A.Thiruvadi Kumar
Additional Public Prosecutor



The present criminal petition has been filed challenging the order dated 06.05.2025 in Cr.MP.No.3015/2024, on the file of Learned District Munsif cum Judicial Magistrate Court, Srirangam.

3. A perusal of the impugned order dated 06.05.2025, does reveal that the submission of the learned counsel appearing for the petitioner has merits. The relevant portion of the order is extracted herein:-

Enquiry heard. On considering the acts and circumstances the matter is civil in nature. Hence this petition is dismissed. In the result, the petition is dismissed."



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4. While it is the case of the petitioner that his sister had trespassed into his premises and damaged his farm house with the help of a JCB. However, as stated supra, the impugned order does not assign any reason while rejecting the petition filed under Section 156(3) of Cr.P.C, in other words non-speaking.

5. In view of thereof, since the impugned order dated 06.05.2025 has been passed in gross non-application of mind to the material facts, this Court is inclined to set aside the impugned order dated 06.05.2025. Accordingly, the impugned order dated 06.05.2025 is set-aside and the matter is remitted back to the learned District Munsif cum Judicial Magistrate Court, Srirangam for fresh consideration of the petition filed under Section 156(3) of the Cr.P.C, and to pass appropriate orders on merits and in accordance with law. The said exercise shall be completed within a period of four (4) weeks from the date of receipt of a copy of this order.

6. The criminal revision petition stands disposed of with the above directions. No costs.

18.12.2025

rgm



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MOHAMMED SHAFFIQ, J.

rgm

To :

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

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