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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.03.2026

CORAM

THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

CrI.OP.(MD)No.4767 of 2026
and
CrI.M.P(MD)Nos.5126 & 5127 of 2026

R.Kulasekaran

...Petitioner/Sole Accused

Vs

1. The State of Tamilnadu,
Rep. by the Inspector of Police,
Mattuthavani Police Station,
Madurai District.
(Crime No. 30 of 2025)

...Respondent/Complainant

2.K.Vasanthamudhuri

...2nd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition is filed under Section 528 of BNSS Act, to call for the records pertaining to the case in S.C.No.421 of 2025 on the file of the learned District and Sessions Court (Mahila), Madurai (Magalir Neethi Mandram) in connection with Crime No.29 of 2015 on the file of the 1st respondent.

For Petitioner : M/s.J.Jeyakumaran

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



ORDER

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The present petition has been filed by the sole accused in S.C.No.421 of 2025 on the file of the District and Sessions Court(Mahila), Madurai, seeking to quash the charge sheet.

2. As per the case of the prosecution, the petitioner is a Driver-cum-Conductor of the State Express Transport Corporation and he is said to have misbehaved with the second respondent who is a lady passenger while driving the vehicle.

3. According to the learned Counsel appearing for the petitioner, there is no allegation whatsoever with regard to the advances involving unwelcome and explicit sexual overtures as contemplated under Section 75(1)(i) of BNSS, 2023.

4. This Court is of the considered opinion that prima facie there is some materials as against the petitioner for filing the charge sheet. In such circumstances, this Court does not like to express any opinion about the merits of the case which may affect the trial.



5. With the above said observations, this Criminal Original Petition stands dismissed. However, the presence of the petitioner shall be dispensed with by the trial Court unless it is specifically called for them. Consequently, connected miscellaneous petitions are also closed.

04.03.2026

NCC : Yes/No
Index : Yes/No
Internet: Yes/No
RJR

To

1.The learned District and Sessions Court (Mahila),
Madurai.

2. The Inspector of Police,
Mattuthavani Police Station,
Madurai District.

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



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R.VIJAYAKUMAR, J.

RJR

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