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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **30.03.2026**

CORAM:

THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

Crl.O.P(MD).No.6221 of 2026
and
Crl.M.P(MD)Nos.6728 and 6730 of 2026

Annarani .. Petitioner

- Vs. -

Jawahar .. Respondent

Prayer :To call for the records in STC No.105/2026 on the file of the learned Judicial Magistrate No.I, Ramanathapuram District and quash the same.

For Petitioner : Mr.C.Senthil Murugan

ORDER

The present criminal original petition has been filed by the petitioner/sole accused in STC No.105/2026 on the file of the learned

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Judicial Magistrate No.I, Ramanathapuram District, seeking to quash the charge sheet wherein the petitioner has been charged for the offence under Section 138 of the Negotiable Instruments Act.

2. According to the learned counsel for the petitioner, the petitioner and the defacto complainant are partners in a business and therefore, the provisions of NI Act could not be attracted. According to him, cheque was not issued for a legally enforceable debt.

3. Heard the learned counsel appearing for the petitioner and perused the records.

4. Whether the cheque was issued for legally enforceable debt or not is the subject matter of trial. Therefore, the said issue cannot be decided in the quash proceedings. In view of the said fact, this Criminal Original Petition stands dismissed. Consequently, Crl.M.P(MD)No.6728 of 2026 is closed.

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5. The personal appearance of the petitioner in STC No.105/2026 on the file of the learned Judicial Magistrate No.I, Ramanathapuram District, shall stand dispensed with unless it is specifically directed by the trial Court. Accordingly, Crl.M.P(MD)Nos.6730 of 2026 is ordered.

30.03.2026

Index : Yes / No
Internet : Yes / No
NCC :Yes/No
PJL

To
The Judicial Magistrate No.I,
Ramanathapuram District.

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R.VIJAYAKUMAR, J.

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