



Crl.OP(MD)No.13622 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :12.02.2026

CORAM

THE HONOURABLE **MRS.JUSTICE L.VICTORIA GOWRI**

Crl.O.P.(MD).No.13622 of 2024
and Crl.M.P(MD).Nos.8472 and 8473 of 2024

Kanchana @ Kanjanadevi

... Petitioner/A3

Vs.

1.State rep., by
The Inspector of Police,
All Women Police Station,
Virudhunagar.
Crime No.1 of 2017

2.Nagalakshmi

... Respondents

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023, to call for the records pertaining in C.C.No.533 of 2022 on the file of the learned Judicial Magistrate No.II, Virudhunagar and quash the same as illegal against the petitioner.

For Petitioner : Mr.A.Banumathy

For R1 : Mr.B.Thanga Aravindh

Government Advocate (Crl.side)



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Crl.OP(MD)No.13622 of 2024

For R2

: Mr.S.Karthikeyan

ORDER

Seeking to quash the impugned proceedings in C.C.No.533 of 2022 on the file of the learned Judicial Magistrate No.II, Virudhunagar, this criminal original petition is filed.

2.When the matter came up for hearing, the learned Government Advocate (Crl.side), on instructions, submitted that already trial has commenced and two of witnesses were examined.

3.As the substantive evidence had already come on record and documents have also been marked through witness, at this stage, this Court cannot conduct a mini trial. This Court, exercising its jurisdiction under Section 528 BNSS, cannot conduct a roving enquiry or mini trial as held by the *Hon'ble Supreme Court* in *Gunmala Sales Private Limited Vs., Anu Mehta and others* reported in *(2015) 1 SCC 103*. Hence, this Court is not inclined to quash the proceedings.



Crl.OP(MD)No.13622 of 2024

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4. Accordingly, this Criminal Original Petition is dismissed.
Consequently, connected Miscellaneous Petitions are closed.

12.02.2026

NCC : Yes / No
Index : Yes / No
Rmk

To

1. The Judicial Magistrate No.II, Virudhunagar.
2. The Inspector of Police,
All Women Police Station,
Virudhunagar.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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Crl.OP(MD)No.13622 of 2024

L.VICTORIA GOWRI, J.

Rmk

Crl.O.P.(MD)No.13622 of 2024

12.02.2026