



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 11.02.2026

CORAM:

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

Crl.O.P.(MD)No.7052 of 2025

and

Crl.MP(MD)No.5197 of 2025

Palaniappan

... Petitioner/Accused No.1

Vs.

1.The State of Tamil Nadu rep by,
The Inspector of Police,
Nerkuppai Police Station,
Sivagangai District.

... 1st Respondent/Complainant

2. Jothi

... 2nd Respondent/Defacto
Complainant

PRAYER : Petition filed under Section 482 of Cr.P.C, to call for the records relating to the C.C.No.357 of 2019 on the file of the Judicial Magistrate Court, Singampunari, and quash the same as illegal.

For Petitioner : Mr.R.Senthil Kumar

For R1 : Mr.B.Thanga Aravindh

Government Advocate (Crl.Side)

For R2 : Mr.Na.Palaniyandi



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ORDER

Seeking to quash the charge sheet in in C.C.No.357 of 2019 on the file of the Judicial Magistrate Court, Singampunari, 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 four witnesses have also been examined as P.W.1 to P.W.4

3.As the substantive evidence had already come on record and documents have also been marked by P.W.1 to P.W.4, 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.



4. Accordingly, this Criminal Original Petition is dismissed.

Consequently, connected miscellaneous petition is closed.

11.02.2026

NCC : Yes / No
Index : Yes / No
dss

TO:-

1. The Judicial Magistrate Court,
Singampunari.
2. The Inspector of Police,
Nerkuppai Police Station,
Sivagangai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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L.VICTORIA GOWRI, J.

dss

Order made in
Crl.O.P.(MD)No.7052 of 2025
and
Crl.MP(MD)No.5197 of 2025

Dated
11.02.2026