

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26/08/2003

CORAM

THE HONOURABLE MR.JUSTICE M. CHOCKALINGAM

CRL.O.P.NO.26832 OF 2001

AND

CRL.M.P.NOS.9525 AND 9526 OF 2001

S.Padmanaban .. Petitioner

-Vs-

M.P.Apoorva Kumar .. Respondent

This criminal original petition is preferred under Section 482 of Cr.P.C. to call for the records in C.C.No.6951 of 1991 pending before the XI Metropolitan Magistrate, Saidapet, Chennai and quash the same.

!For Petitioner : Mr.R.Neethi Perumal

^For Respondent : Mr.N.Baskaran

:ORDER

This criminal original petition has been brought forth by the petitioner seeking to quash the proceedings in C.C.No.6951 of 1991 pending on the file of the learned XI Metropolitan Magistrate, Saidapet, Chennai.

2. The complainant filed a private complaint alleging that he was defamed and the petitioner/accused was liable to be punished under Sections 500 of I.P.C. Admittedly, the case was taken cognizance by the said Court in the year 1991 and it is pending for more than a decade. From the submissions made by the learned counsel for the accused/ petitioner, it is seen that P.W.1 complainant in the case was examined in chief in part in the year 1993 and no further progress has been shown. Quite evident it is that it is a part heard case. Under the stated circumstances, no question of quashing the proceedings would arise at this stage. It would be suffice to issue a direction to the XI Metropolitan Magistrate, Saidapet, Chennai to dispose of the matter in accordance with law within a stipulated time. Hence, a direction is issued to the XI Metropolitan Magistrate, Saidapet, Chennai to dispose of the matter within a period of three months herefrom. This petition is ordered accordingly. Consequently, connected Crl.M.Ps are closed.

Index : Yes

Internet : Yes

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To

XI Metropolitan Magistrate,
Saidapet, Chennai

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