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Crl.M.P.No.553 of 2026

IN THE COURT OF THE JUDICIAL MAGISTRATE, KARAIKUDI

PRESENT: THIRU.J.KARMEGAKANNAN, B.A., B.L.,

JUDICIAL MAGISTRATE, KARAIKUDI

Tuesday, the 04th day of August 2026

Crl.M.P.No.553 of 2026

In

C.C.No.1494 of 2022

CNR No.TNSV19 – 001 – 054 – 2026

The State represented by

The Inspector of Police,

Karaikudi South Police Station,

Karaikudi, Sivagangai.

.....Petitioner/Complainant

/vs/

Selvakumar,

S/o.Ramesh

..... Respondent/Accused

On today, this petition coming for final hearing before me on 04.08.2026 the presence of Advocate Learned Assistant Public Prosecutor for the Respondent and Mr.SVN.Karthik for the respondent. Upon perusing the records and having stood over for consideration, this court delivers the following

ORDER

1.This petition has been filed by the petitioner/complainant under Section 242(2) of the Code of Criminal Procedure seeking permission to produce the photographs and CD as prosecution side documents.



2. The case of the petitioner is that, in the main case, PW1 to PW3 have already been examined. During the chief examination, PW1 stated that the occurrence was photographed and that the photographs are available with him. It is further stated that the said photographs were produced before the Investigation Officer during the course of investigation. However, the Investigation Officer failed to produce the same along with the final report. According to the petitioner, the photographs and the CD are very vital for proving the prosecution case. Hence, the petitioner prayed to permit the production of the said documents.

3. Per contra, the respondent/accused filed a counter affidavit contending that the petition is liable to be dismissed in limine. It is their contention that neither in the complaint nor during the police investigation was there any mention about the photographs or the video recording. It is further contended that even during the chief examination before this Court, no proper evidence has been let in regarding the existence of such photographs or video recording. According to the respondent, the proposed documents are not necessary for deciding the case and therefore the petition is liable to be dismissed.

4. Heard both sides and perused the records.

5. At the outset, it is to be mentioned that the present case has been charge sheeted by the petitioner against the respondents for the offences



punishable under Sections 147, 148, 294(b), 506(ii), 323 and 324 of the Indian Penal Code. Out of the ten prosecution witnesses, eight witnesses have already been examined.

6. It is true that the petitioner seeks permission to produce the photographs and CD at this stage. However, as rightly pointed out by the learned counsel for the respondents, none of the prosecution witnesses examined so far has deposed about the taking of photographs or videography of the occurrence. There is also no reference to such photographs or video recording in the complaint or in the materials collected during the investigation. In the absence of any foundational evidence regarding the existence and relevance of the proposed documents, this court is of the view that permitting their production at this advanced stage of the trial is not justified. Accordingly, this court finds no merits in the petition.

7. In the result, this Criminal Miscellaneous Petition is dismissed.

Order pronounced by me in the open court on the 04th day of August 2026.

Judicial Magistrate,
Karaikudi.