

In the court of the Fast Track Court (Magisterial Level), Kovilpatti

Present: Thiru.K. Anand., M.L.,

Judicial Magistrate,(FAC)

On this 6th day of June month of 2026,

Crl.M.P.No. 50/2026

in

C.C.No. 119/2021

Chithra

.... Petitioner / 2nd complainant

/Vs/

M/s. Shri Jewel Paarc and 3 others

.... Respondents / 1st to 4th accused

ORDER

This petition is filed by the petitioner himself and Thiru.K.Chelladurai appeared for the Respondents and having perused the available materials on record this court delivered the following.

Brief of petition

1. The petitioner is the 2nd complainant in this case and the respondents is the Accused in this case.
2. The petitioner in the petition states that her daughter knows all the details and events related to this case very well. Furthermore, her son Selvamanikandan and her daughter Kanagasudha used to discuss the details concerning this case at home. Petitioner's son Selvamanikandan has narrated all the facts of the case to her daughter Kanagasudha.

3. Since her son Selvamanikandan has unfortunately passed away, examining her daughter as an additional witness in the aforementioned case would clear the details regarding the issuance of the cheque by the accused in this case and amount given to the accused by petitioner's son selvamanikandan. Hence the petitioner filed this petition for examination of above witness on the side of the petitioner.

Counter of 1st, 3rd and 4th Accused

4. The Respondent objected that the petition is liable to be dismissed. The contents of the petition is false. The witness cited by the petitioner knows nothing about the case. The 3rd respondent when employed in the shop of 1st accused told that the above witness has previous cases. Therefore, this witness may depose false evidence. The cheque was stolen by the deceased complainant through deceased complainant's uncle's wife while she employed in the shop.
5. The 2nd accused adopted the counter of 1st, 3rd and 4th Accused.

The point for consideration is whether this petition is to be allowed or not?

6. Both sides heard. Records perused.
7. The petitioner filed this petition for examining her daughter as an additional witness in the aforementioned case since she knows the details regarding the issuance of the cheque by the accused in this case. The respondent side objected that the petitioner filed this petition without sufficient cause and the above witness may depose false evidence.

8. On perusal of the petition it reveals that above witness is the daughter of the petitioner and she is a hear say witness. The hear say witness are inadmissible in evidence. Moreover, the deceased complainant has already examined as PW1.
9. Therefore, petitioner does not state any sufficient cause in the petition and this petition is only filed to drag on the case and allowance of this petition would cause serious prejudice to the respondents and for speedy disposal of case and interest of justice, this petition is liable to be dismissed.

Hence interest of justice this petition is dismissed accordingly.

Dictated to the Steno-Typist and directly typed by her in Computer and corrected by me and Pronounced by me in the open court on this day 6th day of June 2026.

Judicial Magistrate,
Fast Track Court,
Kovilpatti.