

**IN THE COURT OF THE JUDICIAL MAGISTRATE,
FAST TRACK COURT, SRIVILLIPUTTUR.**

Present: Thiru. R. Sundara Kamesh Marthandan, M.L.,
Judicial Magistrate, Fast Track Court, Srivilliputtur.

Monday, on the 1st day of December 2025

M.P. No. 13 of 2025
in
S.T.C. No. 502 of 2024

Beemsingh

...Petitioner/Accused

-vs-

Theivam

...Respondent/Complainant

This Petition came up before this Court today i.e. 01.12.2025. Advocate Mr. M.Ramkumar, for the Petitioner/Accused. Advocate Mr. K. Eswaran, for the Respondent/Complainant. Upon hearing both sides and Upon perusing the case records, this Court delivers the following:

ORDER

1. The Accused had filed the above Petition under Section 315 Code of Civil Procedure seeking an order to Permit the Petitioner/Accused to examine, himself as Witness in his Defence.

2. The Petitioner/Accused had stated that the Respondent filed the above Complaint under Section 200 Code of Criminal Procedure Read with 142 for offence under 138 of Negotiable Instruments Act, against the Petitioner. The case is in the stage of Defence Evidence. The Petitioner/Accused intends to examine himself as Defence

witnesses on his side, to rebut the evidence of the prosecution and to arrive at just decision of the Case, it is essential for him to depose oral Evidence. If the Petition is allowed, no prejudice, would be caused the Respondent/Complainant. Hence the above Petition.

3. In view of the limited prayer made in the above Petition, notice to Respondent is dispensed with.

4. The Point for consideration, is whether the above Petition has to be allowed or not?

5. Since the Petitioner/Accused himself had come before this Court, seeking leave to Permit him, to be examined as Defence Witness and that this Court is legally bound to permit the Accused to let in Defence Evidence, this Court is of the considered view that the above Petition, could be allowed.

In the result the above Petition is allowed. No Cost.

Dictated to the Steno Typist, and Typed by her directly, in Computer corrected and pronounced by me in Open Court this, the 1st day of December 2025.

Judicial Magistrate, Fast Track Court
Srivilliputtur.

Petitioner side witness & Documents : Nil
Respondent side witness & Documents : Nil

Judicial Magistrate, Fast Track Court

Srivilliputtur.