

ITEM NO.3

COURT NO.4

SECTION X

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Writ Petition(s) (Criminal) No(s). 43/2016

VIJAYKANT AND ANR.

Petitioner(s)

VERSUS

CITY PUBLIC PROSECUTOR AND ORS.

Respondent(s)

(With appln.(s) for Stay, Amendment of prayer portion, modification of court's order and office report)

Date : 28/07/2016 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE DIPAK MISRA  
HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Petitioner(s) Mr. G.S. Mani, Adv.  
Mr. A. Arochiaraj, Adv.  
Mr. R. Sathish, AOR

For Respondent(s) Mr. Basant R., Sr. Adv.  
Mr. Subramonium Prasad, AAG  
Mr. M. Yogesh Kanna, Adv.  
Ms. Nithya, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

It is submitted by Mr. G.S. Mani, learned counsel for the petitioners that due to inadvertence by him, in the order dated 18.3.2016, the name of the concerned court was wrongly mentioned. Be it stated, by the aforesaid order, two cases were stayed. The second case, as mentioned in the earlier order, pertains to CC No.4 of 2016 titled as Public Prosecutor vs. A. Vijaykant & Anr. pending before the Principal District and Sessions Judge, Chennai whereas, it should have been 'Principal District and Sessions Judge, Tirupur'. It is urged by Mr. Mani, learned counsel for the

petitioners that because of the wrong court, the Principal District and Sessions Judge, Tirupur has issued non-bailable warrants of arrest.

Having heard Mr. Mani, learned counsel for the petitioner and Mr. R. Basanth, learned senior counsel for the State of Tamil Nadu, we direct that there shall be stay of execution of the non-bailable warrants of arrest against the petitioner.

At this juncture, we think it appropriate to direct Mr. Basanth, learned senior counsel, to file a list of cases which have been filed through the Public Prosecutor on the foundation that the 4<sup>th</sup> respondent was defamed. Needless to say, we have so directed, as complaints are filed under Section 199(3) of the Code of Criminal Procedure. That apart, we have directed for filing a list of these cases keeping in view our order passed on 15.07.2016 in W.P. (Crl.) No.193 of 2015. Let the list be furnished within two weeks hence.

List the matter on 21.09.2016.

(Gulshan Kumar Arora)  
Court Master

(H.S. Parasher)  
Court Master