



புதுச்சேரி மாநில அரசிதழ்

La Gazette de L'État de Poudouchéry

The Gazette of Puducherry

PART - I

சிறப்பு வெளியீடு

EXTRAORDINAIRE

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அதிகாரம் பெற்ற
வெளியீடு

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No. } 208	Poudouchéry	Mercredi	13	Novembre	2019 (22 Kartika 1941)
No. }	Puducherry	Wednesday	13th	November	2019

IN THE COURT OF THE SUBDIVISIONAL MAGISTRATE (NORTH) AT PUDUCHERRY

Present : Thiru T. SUDHAKAR,
Subdivisional Magistrate (North).

M.C. No. 527/2019, I.R.No. 63/2019 under section 144 of Cr.P.C./3620

ORDER

(UNDER SECTION 144 OF Cr. P.C.)

To

Thiru Ramesh @ Kota Ramesh(45),
S/o. Ramachandiran,
No. 01, Mariamman Koil Street,
Boomiyanpet, Puducherry.
Present Address: No. 28, 1st Cross,
Jancy Nagar, Boomiyanpet, Puducherry.

Whereas, it has been submitted by the Station House Officer, Reddiarpalayam Police Station, Puducherry that you are involving in various offences against public tranquility, offences affecting property and offences affecting human body and that you have become a perennial source of threat to the community, public peace and order;

And whereas, I am convinced of your involvement in various criminal cases under:

1. Cr.No. 11/2004 under sections 147, 148, 324, 323 r/w 149 IPC of Reddiarpalayam Police Station, Puducherry, dated 18-01-2004 – Acquitted.
2. Cr.No. 25/2010 under sections 448, 427 IPC r/w 34 IPC of Reddiarpalayam Police Station, Puducherry, dated 16-02-2010 – Pending Trial.
3. Cr.No. 56/2015 under sections 468, 471, 472, 420 r/w 34 IPC of Reddiarpalayam Police Station, Puducherry, dated 06-07-2015 – Pending Trial.
4. Cr.No. 90/2013 under sections 143, 294, 241, 357, 507, 506(ii) r/w 149 IPC of Lawspet Police Station, Puducherry – Pending Trial.
5. Cr.No. 193/2016 under sections 147, 387, 109, 120-B r/w 149 IPC of Odiansalai Police Station, Puducherry – Pending Trial.
6. Cr.No. 229/2016 under sections 386, 507 r/w 149 IPC of Odiansalai Police Station, Puducherry – Pending Trial.
7. Cr.No. 175/2016 under sections 386 r/w 34 IPC of Lawspet Police Station, Puducherry – Pending Trial.
8. Cr.No. 114/2019 under sections 447, 385, 506(ii) r/w 34 IPC, dated 22-5-2019 of D' Nagar Police Station, Puducherry.

And whereas, it is evident from the above cases that you have involved in committing serious offences which would endanger the life of innocent public and their peace and order. Your vengeful acts along with your accomplices against your opponents has created panic in the minds of the people;

And whereas, the Station House Officer, Reddiarpalayam Police Station, Puducherry, has filed a case against you *vide* IR.No. 63/2019 under section 144 of Cr.P.C., dated 25-10-2019. It is stated by the Station House Officer, Reddiarpalayam Police Station that you have formed a gang of rowdies and bent upon indulging in crime such as murder, assault, obstructions, annoyance, damage to public and private properties, and disturbance to the public tranquility and order, and you have created panic in the minds of local inhabitants, and the farmers and business community in the rural limit. It is also stated that you have become a source of terror among the public. As a result, the people of the locality being afraid of you and do not come forward to lodge any complaint against you. It is also stated that even witnesses don't come forward voluntarily to give evidence against you in the cases where you are the accused;

And whereas, it is also stated in the IR that the Station House Officer has received reliable information that you are desperate and is in dire need of money to maintain your group of rowdy elements. It is also stated that you are hatching plans to threaten the business people in the Puducherry area and extort money from them by threatening, but, the public do not come forward to lodge any complaint against you due to fear. It is further stated that you are involving in various offences by using aruval, knife and other dangerous weapons to attack the victims. It is further stated that you also earned displeasure among a section of other rowdy group in the area on account of the grudge against you and hence, rival group is also waiting opportunity to take revenge upon you;

And whereas, the Station House Officer, Reddiyarpalayam Police Station, further submitted that if, you are allowed to reside in Reddiyarpalayam limits, it is apprehended that you would continue to indulge in serious offences like murder, assault, obstructions, annoyance, *etc.*, and thereby emerged as a perennial source of threat to the community and disturb public peace and order. Hence, the Station House Officer, Reddiyarpalayam Police Station, has prayed to invoke provisions under section 144 of Cr.P.C. against you not to enter into the jurisdiction of this Court for a period of three months as to prevent danger to the human life and properties and disturbance to the public tranquility and order;

And whereas, based on the report laid before me, I am of the opinion that if, you are allowed to reside within the limits of my jurisdiction, you will continue to indulge in and also motivate serious offences like murder, extortion, damages to public and private properties, assault, obstructions, annoyance, *etc.*, and thereby become a perennial source of threat to the community and disturb public peace and order. Such situations cannot be handled effectively by taking recourse to usual procedures contemplated by law and hence, it is necessary that special provision under section 144 of Cr.P.C. is invoked to take action against you to prevent harm to life and properties of citizens and uphold public peace and order;

And whereas, I am satisfied that you are an habitual offender, wherein, it necessitates to maintain law and order and the given time constraint, serving of notice to you as provided under the code could not be followed and that your activities will endanger human life and properties and your presence is a threat to public tranquility in my Subdivision. Therefore, an immediate action is required for curtailing your illegal activities in the locality;

And whereas, In the view of urgency of matter, this is *ex parte*;

Now, therefore, based on the reasons stated above, I, T. Sudhakar, Subdivisional Magistrate (North), Puducherry, in exercise of powers conferred under Code of Criminal Procedure, 1973, do hereby prohibit you under section 144(2) of Cr. P.C. from entering into the region under the jurisdiction of Subdivisional Magistrate Court (North), for a period of two months from the date of this order or till any further orders are passed by the Competent Authority revoking this prohibition as per law, whichever is earlier except when you are summoned to attend the cases in any of the Courts in Puducherry. However, you may appear either in person or by Pleader before the undersigned to represent against this order.

At Puducherry, dated the 11th day of November, 2019.

T. SUDHAKAR,
Subdivisional Magistrate (North).