

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01-07-2026

CORAM:

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

CRL.O.P.No.16626 of 2026

and CRL.M.P.Nos.11005 &11006 of 2026 of 2026

Nethaji
S/o. Selvaraj,
No.4/14, Ambethkar Nagar,
Kudumiyampatti, Achalvadi,
Dharmapuri-636903.

..Petitioner

Vs

1. The Inspector of Police
Harur Police Station,
Dharmapuri.
2. Archana A.
D/o. Anbalagan,
Kudumiyampatti Village, Achalvadi Post,
Harur Taluk, Dharmapuri District.
(Crime Number 156 of 2021)

..Respondents

PRAYER: Criminal Original Petition filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 to call for the records in C.C.No.53 of 2021 on the file of the Learned Judicial Magistrate, Harur and quash the same and pass any such or further orders or directions as may deem fit and proper by this Court.

For Petitioner:

Mr.S.Kalaikumar

For Respondents:

Mr.Mohamed Riyaz,
Government Advocate (Criminal side) For R1



ORDER

This Criminal Original Petition is filed with a prayer to call for the records in C.C.No.53 of 2021 on the file of the learned Judicial Magistrate, Harur and to quash the same.

2. The primary argument of the learned counsel for the petitioner is that a false accusation is made against the petitioner that he verbally abused the victim and pulled her hand. Even though the charge sheet is filed in the year 2021, absolutely there is no progress till date. Any continuation of the proceedings against the petitioner would be oppressive.

3. Per contra, the learned Additional Public Prosecutor would submit that it can be seen from the statement that is given by the victim, that the offences under Section 294(b) of the Indian penal Code and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002 are made out and accordingly, the investigation is complete and the final report is filed and trial can be expedited.

4. Considering the nature of allegations made against the petitioner, even though there is a delay in the matter, a mere delay of 4 years by itself cannot be held to be such that to violate the fundamental rights under Article 21 of the Constitution of India. But on the other hand, the petitioner's grievances can be



addressed by directing the Trial Court to complete the case expeditiously. In view there of, this Criminal Original Petition is disposed of on the following

terms:-

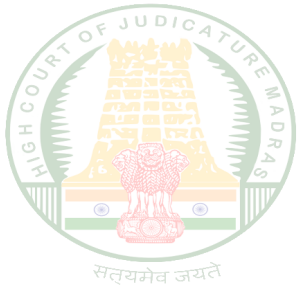
- (i) the prayer of the petitioner to quash the proceedings in CC.No.53 of 2021 on the file of the learned Judicial Magistrate, Harur is negatived;
- (ii) The respondent police shall ensure the presence of the listed witnesses in the next hearings;
- (iii) the Trial Court is directed to proceed with the trial and complete the trial as expeditiously as possible, not later than six (06) months from the date of receipt of the web copy of this order; and

5. Considering the fact that the petitioner is attending Court from the year 2021, the presence of the petitioner, except for the necessary hearings, as may be insisted by the Trial Court, shall stand dispensed with. Consequently, connected miscellaneous petitions are closed.

01-07-2026

Neutral Citation: No

sts



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CRL.O.P.No.16626 of 2



D.BHARATHA CHAKRAVARTHY J.

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To:

- 1) The Judicial Magistrate,
Harur.
- 2) The Inspector of Police,
Harur Police Station,
Dharmapuri.
- 3) The Public Prosecutor,
High Court of Madras.

Order made in
CRL.O.P.No.16626 of 2026

Dated:
01-07-2026