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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-07-2026

CORAM

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

CRL OP No. 18481 of 2026

Kosalram Raja
Partner,
KTS Enterprises,
No.3/5, KTS Flats,
West CIT Nagar,
East Street, Guindy,
Chennai-600035

..Petitioner(s)

Vs

The State rep by
The Inspector of police
CSCID Chennai South police station,
Chennai

..Respondent(s)

PRAYER: This criminal original petition filed under Section 528 of BNSS, 2023 to call for the records in crime No.137 of 2026 on the file of the CSCID Chennai South Police station and quash the same.

For Petitioner(s): MR.S.MUTHUKUMARAVEL

For Respondent(s): MR.M.MOHAMED RIYAZ
GOVERNMENT ADVOCATE
(CRIMINAL SIDE)



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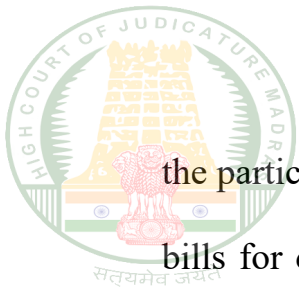


ORDER

The prayer in this criminal original petition is to quash the FIR in crime No.137 of 2026.

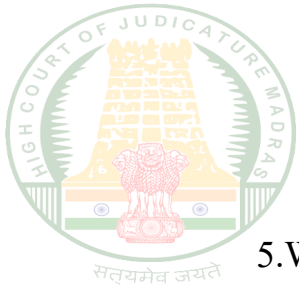
2.Upon perusal of the First Information Report, when the premises at No.3 Chamiers Road, Raja Annamalaipuram, Chennai 28 was inspected by the concerned police, they found that several vehicles with LPG cylinders were being loaded and unloaded and several cylinders including filled up ones, both commercial and for home distribution were being dealt with in the said premises. Therefore, the case is registered with reference to two accused. As far as the first accused is concerned, the allegation is that he was using the said premises as an unauthorised godown for storing LPG cylinder, with an intention of diverting them to the black market. As far as the petitioner is concerned, he is arrayed as accused No.2. The allegation against him is that with reference to the cylinders allotted to him, they were found to be transported from one vehicle to another vehicle in the other premises.

3.The learned counsel for the petitioner would submit that his area of operation is only in and around Royapettah, though his godown is at Perungudi and therefore, for operational convenience, he used to assemble the vehicle in



the particular place and the loading and unloading is being done. The supporting bills for despatch and also the other bills for supplying only in lawful manner are all there with the petitioner.

4.It can be seen that when prima facie the place that is used was not designated place as a godown, upon inspection and on the strength of the reasonable apprehension, the FIR is registered and it is being investigated. If the petitioner's claim is that everything is in accordance with the rules by the petitioner, even though he is an accused, if he chooses, he can place such materials before the Investigation Officer and the Investigation Officer shall dispassionately consider the same while proceeding further with the investigation and filing the final report. When the case is comprehensively registered against more than one accused on account of a place being unauthorisedly used for dealing with the Cylinders and there is a strong suspicion that the same is a sale to the black market, at the initial stage itself, this Court cannot thwart the very investigation and run its own chariot on the track of investigation. It is for the petitioner, if he chooses to place any material before the Investigating Officer, the Investigating Officer can also look into all the documents that are produced before this Court in the typed set of papers and complete the investigation in the manner known to law.



5. With the above observations and liberty to the petitioner to raise such defence at the appropriate time, the prayer to quash the investigation at the nascent stage cannot be granted and accordingly, the criminal original petition stance disposed of.

17-07-2026

Neutral Citation: Yes/No
sms

To

1. The Inspector of police
CSCID Chennai South police Station,
Chennai.
2. The Public prosecutor
High Court, Madras.



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D.BHARATHA CHAKRAVARTHY, J.

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