



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01-07-2026

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THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

CRL OP No. 16888 of 2026

and

Crl.M.P.No.11203 of 2026

Rama @ Rama Bhagya Prakash
W/o Bhagya Prakash,
No.12/110, Anna Nagar,
Agaram Bye Pass Road,
Karimangalam,
Dharmapuri.

..Petitioner(s)

Vs

1. The State Rep By, The Inspector of Police
District Crime Branch,
Dharmapuri.
Crime No.10 of 2024
2. Megala
W/o Rajiv,
Sivadi Village,
Pagalahalli Post,
Nallampalli Taluk,
Dharmapuri.

..Respondent(s)

Prayer: This petition is filed under section 528 of BNSS to call for the records in Crime No.10 of 2024 on the file of Inspector of Police, District Crime branch, Dharmapuri.

For Petitioner(s):

Mr.P. Thirumalaivasan

For Respondent(s):

Mr.R.Rajasekaran,
Counsel for Government of Tamil Nadu

**ORDER**

This Criminal Original petition is filed seeking to quash the F.I.R in Crime No.10 of 2024.

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2. Upon considering the averments contained in the F.I.R, it is seen that the defacto complainant and her husband after seeing the information from NITHRA App contacted the accused persons who were conducting themselves in the name of Former Development Agricultural Co-operative Society and they proposed a scheme by which they asked the defacto complainant to deposit the amount and in tune with their deposit and as per the educational qualification promised to secure a clerical job and also return in tune with their deposit. After getting such deposit from the defacto complainant and similarly situated persons the accused had cheated the innocent depositors. Hence, the FIR.

3. The case of the present petitioner namely Rama @ Rama Bhagya Prakash is that she is neither associated with the other accused who are conducting the said affairs nor she was an employee merely she was present at the scene when the day defacto complainant came, the defacto complainant wrongly misunderstood her also she is also an employee and also given the complaint. Even in the FIR except mentioning the name no other specific allegations is mentioned against her.



4. The counsel for Government of Tamil Nadu appearing on behalf of the Government of Tamil Nadu would submit that there are number of victims and investigation is proceeding and it is the case of the prosecution that the petitioner herein is also the agent who indulged in collecting money from the victims. He further submits that if 3 months time is granted the investigation will be completed and final report is filed.

5. Whether the petitioner is totally unconnected to other persons who committed the fraud and was merely present or she is an employee who was also also working in tandem with other accused and collecting money will all come only in the course of investigation. When the concern has indulged in the fraud and when the defacto complainant has mentioned who are all present in the site as accused and on behalf of the prosecution it is contended that the petitioner is an agent, at the stage of entertaining the quash application, this Court cannot decide the issue and it is a fact which has to be established during the course of investigation and thereafter in the Trial. If only the respondent police filed a charge sheet without any material against the petitioner, then the petitioner will have an appropriate cause of action. Therefore, keeping open the liberty of the petitioner to contest the issue, if the charge sheet is filed without any material against the petitioner. Hence, the prayer now to quash the F.I.R cannot be entertained.



6. In view thereof, this Criminal Original Petition to disposed of.

Consequently the connected miscellaneous petition is closed. Needless to mention that the investigation shall be carried on strictly and shall be completed within a period of 3 months from the date of receipt of the website uploaded copy of this order.

01-07-2026

Neutral Citation: Yes/No

SMN

To.

1. The Inspector of Police
District Crime Branch,
Dharmapuri.

2. The Public Prosecutor, High Court,
Madras



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D.BHARATHA CHAKRAVARTHY, J.

SMN

**CRL OP No. 16888 of 2026
and
CrI.M.P.No.11203 of 2026**

01-07-2026