



WEB COPY

CRL OP No. 17709 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-07-2026

CORAM

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

CRL OP No. 17709 of 2026

and

CRL.MP.No.11808 of 2026

1. Gajendrakumar @ Chandran
S/o. Palanisamy,
2. Nagamani
W/o. Gajendrakumar @ Chandran
3. Kannhaya Suryaprakash
S/o. Gajendrakumar @ Chandran
4. Surya Narayani
D/o. Ganjendrakumar @ Chandran
All are residing at
D.No.75/80, Stanley Park Road,
Ottupatarai, Coonoor Taluk,
The Nilgiris District-643 105.

..Petitioner(s)

Vs

1. State Rep by its The Inspector of Police,
Coonoor Town Police Station,
The Nilgiris District.
Crime No. 70 of 2026.
2. Raju
S/o. Vishvanathan,
D/o. 70/80, Stanley Park Road,
Ottupatarai, Coonoor Taluk,
The Nilgiris District-643 105.

..Respondent(s)



Prayer: This Criminal Original Petition filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023, praying to call for the records relating to the impugned FIR in Crime No.70 of 2026 dated 08.04.2026 on the file of the 1st Respondent, and quash the same as against the Petitioners and pass such further or other orders as this Honble Court may deem fit and proper in the circumstances of the case, thereby rendering Justice.

For Petitioner(s): M/s.V.R.Annagandhi

For Respondent(s): Mr. R.Rajasekaran
Government Advocate (Criminal Side) for R1

ORDER

The prayer in this Criminal Original Petition is to quash the First Information Report in Crime No.70 of 2026 on the file of the first respondent.

2. The learned counsel for the petitioner contended that the petitioner had lodged a complaint with respect to the very same occurrence on 08.04.2026, pursuant to which a case in Crime No.69 of 2026 was registered. According to the petitioner, the said complaint was ultimately referred as a “Mistake of Fact”, whereas the present FIR has been kept pending.

3. When the matter was taken up for hearing, the learned Government Advocate (Criminal Side) submitted that a final report has already been filed in



respect of the counter-complaint, which is the subject matter of the present petition, on 06.07.2026 in LTN No.2959700326007001 on the file of the learned Judicial Magistrate, Coonoor.

4. In view of the above, it is seen that the case and counter – case have been investigated. While one complaint has been referred as a “Mistake of Fact”, in the other complaint, a *prima facie* case has been found and a final report has been filed before the jurisdictional Court. In such circumstances, it is always open to the petitioner to challenge the final report in the manner known to law, if so advised. The petitioner is also at liberty to raise all objections relating to the investigation, including any alleged procedural violations, as well as all available defences during the course of the trial.

5. In the light of the above developments, the relief sought for in the present petition can no longer be entertained. Accordingly, this Criminal Original Petition stands disposed of. Consequently, the connected miscellaneous petition is closed.

09-07-2026

Neutral Citation: Yes/No

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To

1. The learned Judicial Magistrate, Coonoor.
2. The Inspector of Police,
Coonoor Town Police Station,
The Nilgiris District.
3. The Public Prosecutor,
High Court, Madras.



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D.BHARATHA CHAKRAVARTHY, J.

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