

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 03.06.2015

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

CRL.OP.No.13348 of 2015
and M.P.No.1 of 2015

Barani ... Petitioner/Accused

Vs

1.State rep by
The Inspector of Police,
J7, Velachery Police Station,
Chennai.

2.Ayesha Bee ... Respondents/Complainant

Criminal Original Petition filed under Section 482 of Cr.P.C.,
praying for a direction to call for records in Cr.No.2002 of 2015 on
the file of the Inspector of Police, J7 Velachery Police Station,
Chennai and quash the same.

For Petitioner : Mr.S.Nambirajan
For Respondents : Mr.C.Emalias, Addl. Public Prosecutor
[for R1]

O R D E R

This Criminal Original Petition has been filed praying for a
direction to call for records in Cr.No.2002 of 2015 on the file of
the Inspector of Police, J7 Velachery Police Station, Chennai and
quash the same.

2. Heard the learned counsel for the petitioner and the
learned Additional Public Prosecutor appearing for the 1st respondent
and perused the materials placed on record.

3. It is a petition to quash the FIR. On reading of the FIR,
it is stated by the defacto complainant that on 18.05.2015, while she
and her family members were sleeping, they heard a loud noise and
when they woke up, they were shocked to find their house on fire.
They gathered all their materials from the house and ran out to save
themselves. It is also stated in the FIR that in the CCTV installed
nearby, the entire incident has been captured.

4. The defacto complainant has made serious allegations against the petitioner in the FIR, which require complete investigation. Therefore, relying on the decision of the Hon'ble Supreme Court in State of Haryana Vs Bhajan Lal reported in 1992 Supp [1] SCC 335, wherein the parameters had been laid down, this petition deserves to be dismissed.

5. This Court is of the opinion that this is not a fit case to quash the FIR. Accordingly, this petition is dismissed. The respondent police is directed to expeditiously conduct the enquiry and take action in accordance with law. Consequently, connected Miscellaneous Petition is closed.

gya

s/d-
Deputy Registrar(J)

True Copy

Sub-Assistant Registrar

To

1.The Inspector of Police,
J7, Velachery Police Station,
Chennai.

2.The Public Prosecutor,
High Court, Madras.

+ 1 cc to M/s.S.Nambirajan, Advocate SR 26403

ad(co)
prk17/6

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सत्यमेव जयते

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