

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 19.08.2015

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

CrI.OP No.20763 of 2015

and

M.P.No.1 of 2015

Mrs.Prema .. Petitioner
Vs

1.The State

Rep. By the Inspector of Police,
All Women Police Station,
Sriperumbudur.
(Cr.No.4/2015)

2.Mrs.G.Supriya .. Respondents

Prayer:- Criminal Original Petition filed under Section 482 Cr.P.C., to call for the records in FIR No.4 of 2015 pending on the file the first respondent police and quash the same.

For Petitioner : Ms.P.Anitha for M/s.S.Ramasamy Law
For Respondents : Mr.C.Emalias,
Addl. Public Prosecutor for R1

ORDER

This petition has been filed by the petitioner/A5 to quash the FIR in Crime No.4 of 2015 that has been registered on 11.07.2015 for the offences under Sections 498(A), 494 and 506(i) IPC and Section 4 of Dowry Prohibition Act on a complaint lodged by the second respondent herein.

2. On a reading of the FIR, this petitioner has been referred to as "rpd;d khkpahh;" meaning thereby that she is the sister of the defacto complainant's mother-in-law. The allegation in the FIR is that the husband and parents-in-law of the defacto complainant were demanding more and more dowry and are subjecting the defacto complainant to cruelty. There are no serious allegations as against the petitioner in the FIR.

3. According to the petitioner she is not living in the joint household and she is living separately with her family. It is also stated that the petitioner has been granted anticipatory bail by the Court.

4. Under such circumstances, this Court is of the view that the entire FIR cannot be quashed at this stage, as the FIR

discloses the commission of cognizable offence for investigation by the police though there are no allegations against the petitioner herein.

5. Hence, this Court directs the respondent police to conduct a fair investigation and if no materials surface as against this petitioner, she should have to be excluded in the final report, if filed.

With the above observation, this Criminal Original Petition is closed. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar

True Copy

Sub Assistant Registrar

vsm

To

1.The Inspector of Police,
All Women Police Station,
Sriperumbudur.

2.The Public Prosecutor,
High Court, Madras.

1 cc to M/s...S.Ramasamy Law Associates, Advocate Sr.No.43899

Cr1.OP No.20763 of 2015

rsk(co)
pmk.3.9.2015

सत्यमेव जयते

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