

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.12.2015

CORAM

THE HONOURABLE MR. JUSTICE R.SUBBIAH

Cr1.O.P.No.29141 of 2015
and
M.P.No.1 of 2015

R.Manikandan

... Petitioner

Vs

1. The State rep. By
The Inspector of Police,
Gudimangalam Police Station,
Tiruppur District.
Cr. No.459 of 2015

2. Nandha Kumar

... Respondents

Criminal Original Petition filed under Section 482
Cr.P.C. to call for the records pertaining to the FIR in Crime
No.459 of 2015 on the file of the first respondent police and to
quash the same.

For Petitioner : Mr.D.R.Arunkumar

For respondent no.1 : Mr. C.Emalias,
Additional Public Prosecutor

सत्यमेव जयते
O R D E R

The present criminal original petition has been filed
to call for the records in Crime No. 459 of 2015 on the file
of the first respondent police and quash the same.

2. The case in Crime No.459 of 2015 has been
registered against the petitioner based on the complaint given
by one Nandhakumar, the second respondent herein for the alleged
offence punishable under Sections 452, 506(ii) I.P.C. To quash
the same, the present criminal original petition has been filed.

3. However, I am of the considered opinion that the scope of Section 482 Cr.P.C. to quash the first information report is very limited, since the investigation is not yet completed. Hence, I am of the opinion that the present petition is a pre-matured one. However, the petitioner is at liberty to approach this Court after filing final report by the respondent police.

4. In fine, the criminal original petition is dismissed. However, the petitioner is at liberty to work out his remedy after filing of the final report. The first respondent is directed to expedite the investigation and complete the same as early as possible. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

mrp

To

1. The Inspector of Police,
Gudimangalam Police Station,
Tiruppur District.
2. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.D.R.Arunkumar, Advocate, S.R.No.68212

CrI.O.P.No.29141 of 2015

GJ(CO)
CA(08/01/2016)

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