

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15.12.2015

CORAM:

THE HON'BLE Mr.JUSTICE R.SUBBIAH

Cr1.O.P.No.29596 of 2015

And

M.P.No.1 of 2015

1.K.S.Navin
2.D.Shivaraj
3.S.Kokila
4.K.Mariappan

... Petitioners

Vs.

1.The Inspector of Police,
All Women Police Station,
Sooramangalam,
Salem.

2.P.Karthika

... Respondents

Prayer :

Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, praying to call for the records in connection with the case in Crime No.28 of 2015 now pending on the file of the first respondent herein and to quash the same.

For Petitioners : Mr.R.Margabandhu

For Respondents : Mr.C.Emalias for R1

Additional Public Prosecutor

सत्यमेव जयते
ORDER

This petition is filed praying to call for the records in connection with the case in Crime No.28 of 2015 now pending on the file of the first respondent herein and to quash the same.

2.The petitioners are the accused in Crime No.28 of 2015 registered on 21.11.2015 for the offence punishable under Sections 498(A), 406 and 506(ii) of IPC. The complaint was lodged by the defacto complainant who is the wife of the first petitioner herein as against the petitioners.

3.Today, when the matter is taken up for consideration, the learned counsel appearing for the petitioner submitted that the

defacto complainant has made false allegations in the FIR. He further submitted that already the matter has been enquired twice and was closed and hence, he sought for quashing of the FIR.

4. Heard the learned Additional Public Prosecutor.

5. The petitioners have approached this Court for quashing of FIR when investigation is under progress. Hence, in my considered opinion, the scope for quashing the FIR is very narrow. Therefore, I am of the opinion that the present petition is pre-mature in nature. Hence, at this juncture, this petition cannot be entertained and this Criminal Original Petition is dismissed. However, this Court directs the respondent police to expedite the investigation, complete the same and file final report within a period of two months from the date of receipt of a copy of this order. The petitioners are at liberty to approach this Court after filing of the final report. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

To

1. The Inspector of Police,
All Women Police Station,
Sooramangalam,
Salem.

2. The Public Prosecutor
High Court, Madras.

+1cc to Mr.R.Margabandhu, Advocate, S.R.No.67764

CrI.O.P.No.29596 of 2015
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ppa (CO)
srg (06/01/2016)