



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 02.11.2015
CORAM

THE HONOURABLE MR. JUSTICE S. VAIDYANATHAN

Crl.O.P. (MD) No.20975 of 2015

WEB COPY

1.A.Rengasamy
2.Vairamuthu
3.M.Mari
4.Murali @ Murugan
5.Gopal

... Petitioners

-Vs-

1.The Sub Inspector of Police,
Seithur Rural Police Station,
Rajapalayam Taluk,
Virudhunagar District.

2.A.Ganesan
Village Administrative Officer,
Sundararajapuram,
Rajapalayam Taluk,
Virudhunagar District.

... Respondents

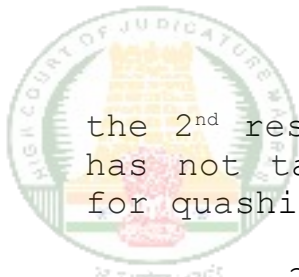
PRAYER: Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in Crime No.19 of 2014 pending on the file of the respondent police and quash the same as against the petitioners.

For Petitioner : Mr.S.Radhakrishnan
For Respondents: Mr.C.Mayilvahana Rajendran
Addl.Public Prosecutor,
Asst. by S.Prabha, GA (crl.side)

O R D E R

This petitioner has come forward with this application, seeking to quash the Crime No.19 of 2014 pending on the file of the respondent police, as against the petitioners.

2. Mr.S.Radhakrishnan, learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated by the 2nd respondent / defacto complainant and based on that, a case in Crime No.19 of 2014 has been registered against the petitioners and other members of Arunthathiyar Community Development Society, Gopalaswari Village, for the offences under Sections 143, 341 and 188 of IPC. He would further submit that it a case in counter. Though the petitioners have given a complaint against



the 2nd respondent / defacto complainant, the 1st respondent police has not taken note of the said complaint. Therefore, he prayed for quashing the aforesaid crime number.

3. I have heard the learned counsel appearing on either side and perused the materials available on record.

4. The powers under Section 482 of Cr.P.C. is very limited and as pointed out by the learned Additional Public Prosecutor for the prosecution, this case does not fall under any of the category of cases formulated in *Bajan Lal's case*, which held that "inherent powers under Section 482 Cr.P.C. have to be exercised sparingly, carefully and with great caution". Therefore, I find no reason to interfere with the proceedings, at this stage.

5. In the result, the Criminal Original Petition is dismissed.

Sd/-

Assistant Registrar (CSII)

/True Copy/

Sub-Assistant Registrar

To

1. The Sub Inspector of Police,
Seithur Rural Police Station,
Rajapalayam Taluk,
Virudhunagar District.

2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+One cc to Mr.S.Radhakrishnan, Advocate, SR.No.64286

MPK

RL/4c/AMF/18/11/2015

Cr1.O.P. (MD) No.20975 of 2015

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