

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.06.2016

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Cr1.OP No.12000 of 2016
and M.P.No.6160/2016

1.G.Karthikeyan
2.V.Suresh @ Kothandam ..Petitioners
Vs

The State rep by
1.The Inspector of Police (Crime)
C-3, Sevenwells Police Station
Chennai 600 079.

2.J.Pradeep Kumar .. Respondents

Prayer:- Criminal Original Petition filed under Section 482 Cr.P.C., to quash the FIR registered in Cr.No.152/2016 on the file of the Inspector of Police-C3 (Crime) in respect of the petitioners alone.

For Petitioners : Mr.Malarvanan
For R1 : Mr.C.Emalias,
Addl.Public Prosecutor
For R2 : Mr.N.Sivakarthik

ORDER

This quash application has been filed on the ground that the accused 2 and 3 have entered into a compromise with the de facto complainant/second respondent. On the complaint lodged by the second respondent, the first respondent police registered a case in Cr.No.152/2016 against (1) Vinoth Kumar (2) Karthikeyan and (3) Kothandaraman. The crux of the allegation in the FIR is that Vinoth Kumar had issued a fake Insurance Certificate in respect of the vehicle owned by the de facto complainant, which came to light only when an accident took place on 14.01.2016. In a case of this nature, it is not permissible for this Court to quash the prosecution against two of the accused on the ground that they have entered into a compromise with the de

facto complainant. However, if during the course of investigation if it is found that the petitioners herein, namely Karthikeyan and Kothandaraman are innocent, it is needless to state that they should be excluded in the Final Report. With the above direction, this petition is dismissed.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

To

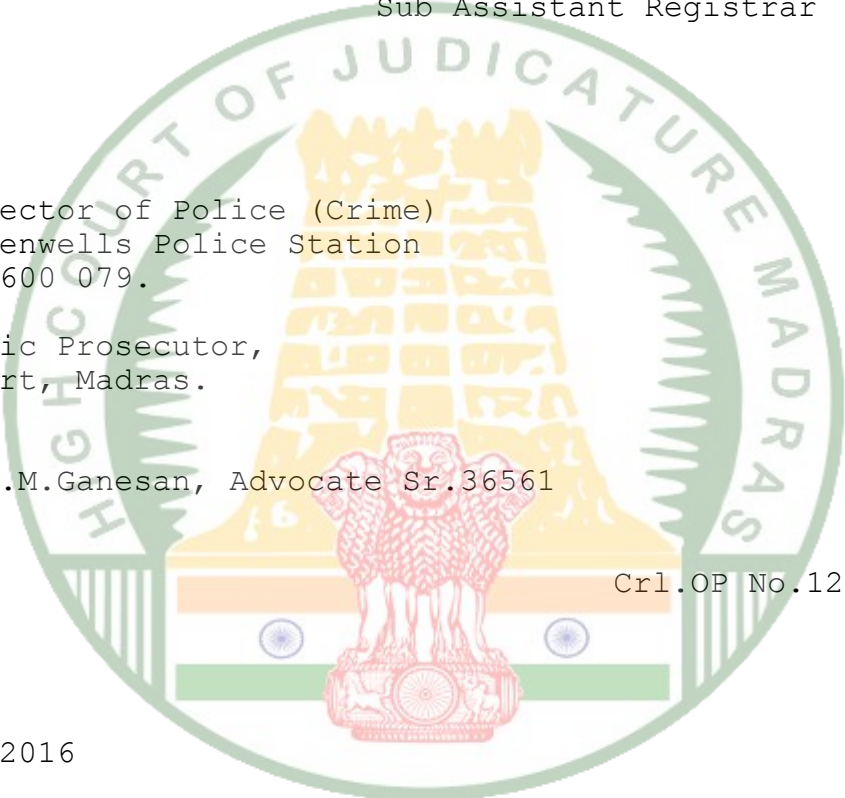
1.The Inspector of Police (Crime)
C-3, Sevenwells Police Station
Chennai 600 079.

2.The Public Prosecutor,
High Court, Madras.

+1cc to Mr.M.Ganesan, Advocate Sr.36561

Crl.OP No.12000 of 2016

Rp[col]
srg 22/07/2016

The seal of the High Court of Judicature Madras is a circular emblem. It features a central yellow temple gopuram (tower) with a red lion capital on top. Below the lion capital is the Indian national flag (saffron, white, and green horizontal stripes) with the Ashoka Chakra in the center. The words "HIGH COURT OF JUDICATURE MADRAS" are written in a green arc around the top. At the bottom, the Sanskrit motto "सत्यमेव जयते" (Satyameva Jayate) is written in Devanagari script.

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