

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.03.2016

CORAM :

THE HONOURABLE MS. JUSTICE R.MALA

Crl.O.P.No.5682 of 2016

Mohammed Iqbal

.. Petitioner

Vs.

1.State rep.by its Inspector of Police,
Karungalpalayam Police Station,
Erode.
(Crime No.271/2013)

2.J.Ameena Farhana

.. Respondents

Prayer:-Criminal Original Petition is filed under Section 482 Cr.P.C., to call for the records in C.C.No.202 of 2013 on the file of the Judicial Magistrate No.I, Erode in Crime No.271 of 2013 on the file of the first respondent and quash the same.

For Petitioner : Mr.D.Prasanna

For Respondents : Mr.C.Emalias

Additional Public Prosecutor (For R1)
Ms.Thenmozhi (For R2)

ORDER

The petitioner has come forward with this petition under Section 482 of Code of Criminal Procedure, to call for the records in C.C.No.202 of 2013 on the file of the Judicial Magistrate No.I, Erode in Crime No.271 of 2013 on the file of the first respondent and quash the same.

2.Today (18.03.2016), petitioner and the second respondent, their respective counsel and the learned Additional Public Prosecutor were present and their identification is also verified by this Court. The second respondent filed a consent affidavit stating that even though the case has been registered against the petitioner for the offences punishable under Sections 448, 294(b), 427 and 506(i) of IPC, she has no objection for quashing the proceedings in C.C.No.202 of 2013 on the file of the learned Judicial Magistrate No.I, Erode.

3.Considering the nature of allegation and also considering the consent affidavit filed by the second respondent, this Court is of the opinion that no useful purpose would be served by allowing the trial to proceed with. Therefore, the entire proceedings in C.C.No.202 of 2013 on the file of the learned Judicial Magistrate No.I, Erode is hereby, quashed and this Criminal Original Petition is allowed accordingly.

Sd/-

Assistant Registrar(CS-II)

//True Copy//

Sub Assistant Registrar

kkd

To

1.The Inspector of Police,
Karungalpalayam Police Station,
Erode.

2.The Judicial Magistrate No.I,
Erode.

3.The Chief Judicial Magistrate,
(for information), Erode.

4.The Public Prosecutor
High Court, Chennai.

+1 cc to Mrs.D.Prasanna, Advocate, sr. 17632

Cr1.O.P.No.5682 of 2016

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