

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.03.2016

CORAM :

THE HONOURABLE MS. JUSTICE R.MALA

Crl.O.P.No.6758 of 2016

and

Crl.MP.Nos.3508 and 3509 of 2016

Rajesh Kapoor

.. Petitioner

Vs.

State rep. by
Inspector of Police,
District Crime Branch,
Erode,
Erode District,

.. Respondent

Prayer:-Criminal Original Petition is filed under Section 482 Cr.P.C., to call for the records of summons issued by the respondent police to the petitioner under Sections 160 and 91 Cr.P.C. dated 16.02.2016 and quash the same.

For Petitioner : Mr.C.S.Saravanan

For Respondent : Mr.C.Emalias
Additional Public Prosecutor

ORDER

The petitioner has come forward with this petition for quashing the summons issued under Sections 160 and 91 Cr.P.C. directing the petitioner to appear before the respondent police on the basis of the complaint given by one Shri.Sankalp Malhotra stating that it is civil in nature.

2.Heard the learned counsel appearing for the petitioner and perused the typed set of papers.

3.At this juncture, the learned Additional Public Prosecutor appearing for the respondent would submit that on the basis of the complaint given by one Shri.Sankalp Malhotra, C.No.1004 of 2015 has been assigned. He further submitted that for enquiry,

summons were issued and after obtaining necessary opinion from the learned Public Prosecutor, enquiry has been closed. He would also submit that there is no necessity for appearance of the petitioner.

4. Recording the submission made by the learned Additional Public Prosecutor that already petition enquiry has been closed in C.No.1004 of 2015 on the complaint given by one Shri.Sankalp Malhotra and the presence of the petitioner is not required, the Criminal Original Petition is disposed of. Consequently, connected miscellaneous petitions are closed.

cse

Sd/-

Asst.Registrar

/true copy/

Sub Asst. Registrar

To

1.The Inspector of Police,
District Crime Branch,
Erode, Erode District.

2.The Public Prosecutor,
High Court, Madras.

+ 1 cc to Mr.C.S.Saravanan, Advocate Sr 19031

KR/5/4/16

Cr1.O.P.No.6758 of 2016
and

सत्यमेव जयते
Cr1.MP.Nos.3508 and 3509 of 2016

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