

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.04.2017

CORAM:

THE HON'BLE MR.JUSTICE C.T. SELVAM

Crl.O.P.No.15295 of 2012

1. M.Annamalai
2. K.Gouthaman
3. K.Arulanandan
4. A.kasinathan
5. K.Teekaraman

..Petitioners

Vs.

1. The Executive Magistrate
Cum Revenue Divisional Officer,
Vellore District.

2. The Sub-Inspector of Police,
Ariyur Police Station,
Ariyur Villayge, Vellore District.

3. R.Jeevan

4. C.Anandan

5. V.Sekar @ Subramani

..Respondents

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Criminal Original Petition filed under Section 482 of the Criminal Procedure Code praying to call for the records Ne.Mu(P1)/7469/2011 dated 29.12.2011 from the file of 1st Respondent and quash the same against the petitioners.

For Petitioners : Mr.R.Margabandhu

For Respondents : Mr.M.Mohamed Riyaz - R1 & r2
Government Advocate(crl.side)

: No appearance - R3 to R5

ORDER

Petitioners have come forward with this Criminal Original Petition, for quashing the proceedings of the first respondent issued in Ne.Mu(P1)/7469/2011 dated 29.12.2011.

2. Heard learned counsel for petitioners and learned Government Advocate [Crl.side].

3.Proceedings of the first respondent dated 29.12.2011, is to be set aside for the simple reason that the factual circumstances which prompted the authorities concerned to move under section 107 of Code of Criminal Procedure in the year 2012, might now not exist.

4.Accordingly, leaving it open to the first respondent to proceed afresh, if necessary, this Criminal Original Petition allowed and the proceedings of the first respondent in Ne.Mu(P1)/7469/2011 dated 29.12.2011, is quashed.

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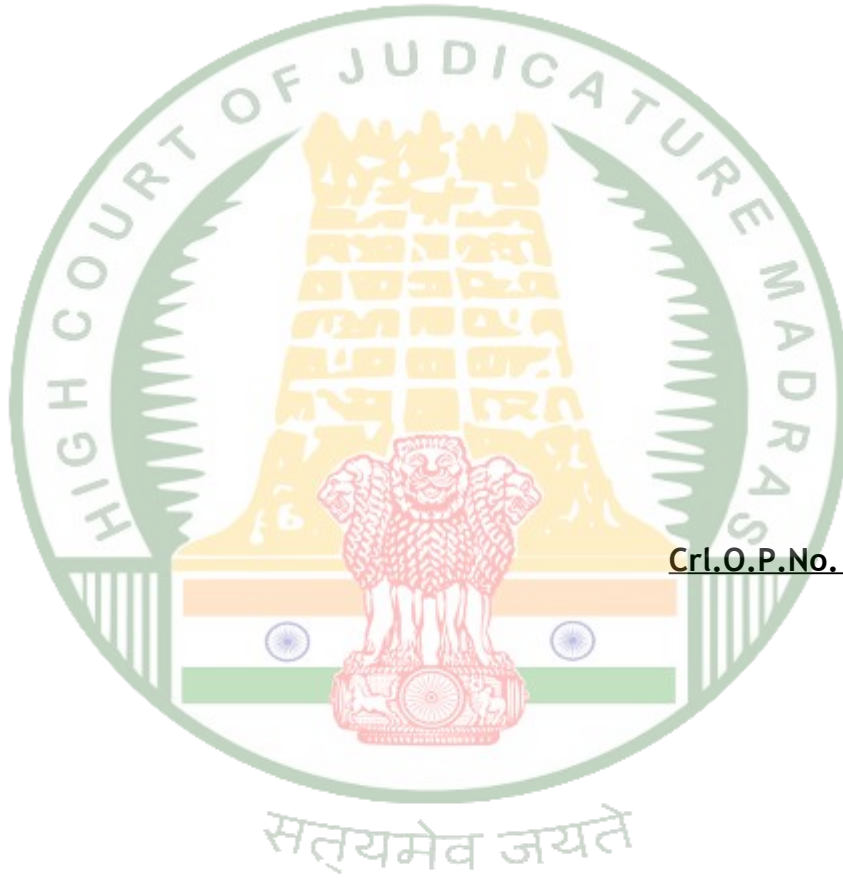
rpa/gsk
To

1. The Executive Magistrate
Cum Revenue Divisional Officer,
Vellore District.
2. The Sub-Inspector of Police,
Ariyur Police Station,
Ariyur Villayge, Vellore District.

<http://www.judis.nic.in>
3. Public Prosecutor,
Madras High Court, Chennai.

C.T.SELVAM, J

gsk/rpa



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