

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.06.2017

CORAM

THE HONOURABLE MR.JUSTICE R.MAHADEVAN

Cr1.O.P.No.26633 of 2016

and

Cr1.M.P.Nos.13361 and 13362 of 2016

B.Deepan Chakravarthi

..Petitioner/13th Accused

Vs.

1.The State

rep.by its Inspector of Police,
Vadavalli Police Station,
Coimbatore District.

2.M.Kalaiarasan

..Respondents/Complainant
De-facto

Petition filed under Section 482 of the Criminal Procedure Code, to call for the records and quash the charge sheet in P.R.C.No.24 of 2015 on the file of the Judicial Magistrate-VI, Coimbatore.

For Petitioner : Mr.K.P.Jotheeswaran

For Respondents: Mr.C.Emalias,
Additional Public Prosecutor for R1

O R D E R

This Criminal Original Petition has been filed to quash the charge sheet in P.R.C.No.24 of 2015 on the file of the Judicial Magistrate-VI, Coimbatore.

2.Despite repeated opportunities given, there is no representation for the second respondent, who is stated to be the de facto complainant in respect of Crime No.506 of 2013.

3.When this Criminal Original Petition was taken up, the learned Additional Public Prosecutor appearing for the first respondent has fairly submitted that there is no specific or particular complaint recorded against the petitioner herein, who is arrayed as 13th accused.

4.On a perusal of the First Information Report as well as the other connected materials, it is seen that there is no clinching evidence so as to point out the guilt of the petitioner herein. Considering the fact that the petitioner is a Law Graduate and that there is no clinching evidence or a particular complaint recorded against the petitioner herein, the proceedings in P.R.C.No.24 of 2015 on the file of the Judicial Magistrate-VI, Coimbatore, in respect of the petitioner herein, is quashed and the Criminal Original Petition is allowed. Consequently, the connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

KM

To

1.The Inspector of Police,
Vadavalli Police Station,
Coimbatore District.

2.The Judicial Magistrate-VI,
Coimbatore.

3.The Public Prosecutor,
Madras High Court,
Chennai-600 104

+ 1 cc to Mr.K.P. Jotheeswaran, Advocate Sr.43157

Cr1.O.P.No.26633 of 2016
and

Cr1.M.P.Nos.13361 and
13362 of 2016

SJ(CO)
EU 29.6.17

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