

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.09.2017

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.No.13961 of 2004
and
W.P.M.P.No.16436 of 2004

1.M.M.Violet
2.S.Manjula
3.S.Sethu Selvam
4.B.Rajina
5.R.Palpandi Devar

... Petitioners

Vs.

1. The State of Tamil Nadu
rep. by Secretary to Government,
Home Department,
Fort St. George,
Chennai - 600 009.

2. L.Perumal,
Deputy Superintendent of Police,
Sivagangai,
Sivagangai District.

3. Sub-Inspector of Police,
Salaigramam Police Station,
Salaigramam Post,
Sivagangai District.

4. Valli

... Respondents

Prayer:

Petition filed under Article 226 of the Constitution of India to issue a writ of Certiorari to call for the records relating to the impugned FIR in FIR No.54 of 2004 dated 26.04.2004 on the file of Sub-Inspector of Police, Salaigramam, Sivagangai District quash the same.

For Petitioner : Mr.V.Selvaraj

For Respondents : Mrs.M.Elumalai
Government Advocate for R1 to R3

O R D E R

The petitioner has filed this Writ Petition to quash the F.I.R. No.54 of 2004, dated: 26.04.2004.

2. On perusal of paragraph No.5 and 6 of the Counter Affidavit, this Court finds that the respondents 2 & 3 obtained the opinion from the Special Public Prosecutor III, Madurai on 18.08.2004. Based on the above said opinion given by the Special Public Prosecutor III, Madurai, the file was closed as "Mistake of Fact".

3. Recording the same, the writ petition is dismissed as nothing survives for adjudication. No costs. Consequently, the connected miscellaneous petition is also closed.

Sd/-
Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

msvm

To

1. The Secretary to Government,
Home Department,
Fort St. George,
Chennai - 600 009.
2. The Deputy Superintendent of Police,
Sivagangai,
Sivagangai District.
3. The Sub-Inspector of Police,
Salaigramam Police Station,
Salaigramam Post,
Sivagangai District.

+1cc to the Government Pleader, S.R.No.67608

W.P.No.13961 of 2004

CS IV
CA(24/10/2017)