

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.04.2018

CORAM

THE HON'BLE MR.JUSTICE P.N.PRAKASH

Crl.O.P. No.11057 of 2018

and

Crl.M.P.No.5687 of 2018

1. P.Meenakshi Sundaram
2. M.Sivakami
3. P.Meenakshi ...Petitioners

vs.

1. The State Represented by,
The Inspector of Police,
Podhanur Police Station,
Coimbatore.
(Crime No.227 of 2018)

2. P.Annamalai ...Respondents

Criminal Original Petition filed under Section 482, Cr.P.C.
to call for the records and quash the complaint in Crime No.227
of 2018 pending investigation on the file of the first
respondent police.

For petitioners : Mr.T.Sai Krishnan
For R1 : Mrs.Kritika Kamal.P
Government Advocate (Crl.Side)

O R D E R

This Criminal Original Petition has been filed seeking to
call for the records and quash the complaint in Crime No.227 of
2018, pending investigation on the file of the first respondent
police.

2. The second respondent lodged a complaint and
thereafter, filed Crl.O.P.No.5032 of 2018 for a direction to the
respondent police to register an FIR. Pursuant to the order
dated 20.02.2018 in Crl.O.P.No.5032 of 2018, the respondent
police have registered the present FIR in Crime No.227 of 2018
on 14.03.2018 under Sections 447, 323, 506(i) and 341 of IPC
against the accused herein, challenging which, the accused are
before this Court.

3. Heard Mr.T.Sai Krishnan, learned counsel for the petitioners and Mrs.P.Kritika Kamal, learned Government Advocate (Crl.Side) for the first respondent.

4. On a reading of the FIR, it is apparent that the dispute is between brothers with regard to the administration of a trust, which runs, a Matriculation School. In this connection, a suit in O.S.No.52 of 2017 filed by the de facto complaint against the accused was dismissed by the Additional District Munsif Judge No.III, Coimbatore. The allegation appears to be civil in nature. However, this Court does not want to interfere at the threshold, since FIR has been registered on the direction of this Court.

5. Hence, this petition is disposed of, with a direction to the the respondent police to complete the investigation in Crime No.227 of 2018 within a period of three months from the date of receipt of a copy of this order and file a closure report or final report as the case may be, under due intimation to the de facto complainant. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS-VII)

//True Copy//

Sub Assistant Registrar

dh / mk

To

1. The Inspector of Police,
Podhanur Police Station,
Coimbatore.

2. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.T.SAIKRISHNAN, Advocate, S.R.No. 26726

Crl.O.P. No.11057 of 2018
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PA(CO)
TR(23/04/2018)