

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.06.2018

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Crl.O.P.No.12196 of 2018

and Crl.M.P.No.6464 of 2018

G.N.Visvakumar

.. Petitioner/Accused

Vs

1.The Inspector of Police
Video Piracy Cell, Unit.II, CBCID
Ayanavaram
Chennai.

2.Rajesh Misra .. Respondents/Complainant/
Defacto Complainant

Criminal Original Petition filed under Section 482 Cr.P.C.
to call for the records pertaining to the FIR in Cr.No.190 of
2012 dated 23.08.2012 on the file of the respondent police and
to quash the same.

For Petitioner : Mr.M.M.Javadh
For R1 : Mr.C.Raghavan
Government Advocate (Crl.Side)

O R D E R

This petition has been filed to call for the records
pertaining to the FIR in Cr.No.190 of 2012 dated 23.08.2012 on
the file of the respondent police and to quash the same.

2. On the complaint lodged by Rajesh Misra, on behalf of M/s
Adobe Systems Inc., the respondent police registered a case in
Cr.No.190 of 2012 on 23.08.2012 under Section 51 read with
Section 63 and 63-B of the Copyright Act, 1957 against
G.N.Visvakumar, for quashing which, this application has been
filed on the ground that the parties have arrived at a
compromise.

3. Today, Mr.Rajesh Misra, the de facto complainant and
Mr.G.N.Visvakumar, the accused, are present.

4. Mr.Rajesh Misra, has filed an affidavit, wherein, he has
stated as follows:

"3. It is submitted that the petitioner herein had information that was found using a Software of our company which was a pirated/unlicensed had accordingly lodged a complaint with the Video Piracy Cell Unit.II, Ayaavaram, Chennai for the copy right infringement under copy right act, bearing an FIR Cr.No.190/2016 u/s 51 r/w 63, 63B Copy right Act, 1957.

4. That the facts stated in the accompanying application are true and correct to my knowledge. The contents of the same may be read as part and parcel of this affidavit, as those are not repeated here for the sake of brevity.

5. That I have no objection if the FIR file in Cr.No.190/2016, under Section 63/63B/65 of the Copyright Act, 1957, and its consequential proceedings is quashed by this Hon'ble Court."

In view of the above, this petition is allowed and the prosecution in Cr.No.190 of 2012 is quashed. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

gms
To

1.The Inspector of Police
Video Piracy Cell, Unit.II, CBCID
Ayanavaram
Chennai.

2.The Public Prosecutor,
High Court, Madras.

+1 cc to Mr.M.M.Javadh Advocate sr 35665

Cr1.O.P.No.12196 of 2018

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