

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.12.2018

CORAM

THE HONOURABLE MR. JUSTICE N.ANAND VENKATESH

Crl.O.P.No.28768 of 2018 and  
Crl.M.P.No.16792 of 2018

1.T.P.Balamurugan  
2.Amudha

...Petitioners/Accused 1&2

Versus

1.The State rep. by,  
Inspector of Police,  
Central Crime Branch-II,  
Police Station, Chennai.

...Respondent/Complainant

2.T.P.Saravanavel

...Respondent/Defacto/Complainant

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the record and quash the proceedings in F.I.R No.134 of 2016, on the file of the Central Crime Branch-II, Chennai and quash the same.

For Petitioners : Mr.R.Chandrasekaran

For 1<sup>st</sup> Respondent : Mr.M.Mohamed Riyaz

Additional Public Prosecutor

O R D E R

This petition has been filed seeking to quash the F.I.R in Crime No.134 of 2016, pending on the file of the 1<sup>st</sup> respondent police.

2.The learned counsel for the petitioner would submit that the 1<sup>st</sup> petitioner and the defacto-complainant are brothers and they were running a partnership business. There was a dispute among the parties, which resulted the 2<sup>nd</sup> respondent giving a complaint before the respondent police. According to the learned counsel for the petitioner, the complainant has already received the entire amount.

3.The ground that has been raised by the petitioners cannot be gone into by this Court at this stage. All these materials will

have to be taken into account only by the 1<sup>st</sup> respondent in the course of investigation. Therefore, this Court is not inclined to interfere with the investigation at this stage.

4.This Criminal Original Petition is disposed of, with a direction to the 1<sup>st</sup> respondent police to complete the investigation and file a final report or closure report as the case may be, within a period of two months from the date of receipt of a copy of this order. Consequently, the connected Miscellaneous Petition is closed.

Sd/-  
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

vv2

To

1.The Inspector of Police,  
Central Crime Branch-II,  
Police Station, Chennai.

2.The Public Prosecutor,  
High Court, Madras.

+1cc to Mr.R.Chandrasekaran, Advocate, S.R.No.85803

Crl.O.P.No.28768 of 2018

MR(CO)  
GSP(07/01/2019)

सत्यमेव जयते

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