

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.12.2018

CORAM

THE HONOURABLE MR. JUSTICE N.ANAND VENKATESH

Crl.O.P.Nos.28018, 28022, 28024, 28025, 28027, 28030, 28032 of
2018 and
Crl.M.P.Nos.16259, 16262, 16260, 16263, 16265, 16267, 16266,
16268, 16269, 16270, 16271, 16272, 16273, 16274 of 2018

S.N.Gowthaman Petitioner in all Crl.O.Ps

Versus

1.The Inspector of Police,
Nagappattinam Town Police Station,
Nagappattinam District. 1st Respondent in
all Crl.O.Ps

2.T.Aravinth 2nd Respondent in
Crl.O.P.No.28018 of 2018

3.Kandhasamy 2nd Respondent in
Crl.O.P.No.28022 of 2018

4.Vadivel 2nd Respondent in
Crl.O.P.No.28024 of 2018

5.Gangatharan 2nd Respondent in
Crl.O.P.No.28025 of 2018

6.Rajkumar 2nd Respondent in
Crl.O.P.No.28027 of 2018

7.Ramanujam 2nd Respondent in
Crl.O.P.No.28030 of 2018

8.Kumar 2nd Respondent in
Crl.O.P.No.28032 of 2018

COMMON PRAYER: Criminal Original Petitions filed under Section 482 of the Code of Criminal Procedure, to call for the entire records connected with the P.R.C.Nos.18, 27, 21, 20, 28, 19, 17 of 2018 respectively on the file of the Judicial Magistrate Court No.I, Nagappattinam and quash the same.

(In all Crl.O.Ps)

For Petitioner : M/s.Greetha Senthilkumar

For 1st Respondent : Mr.M.Mohamed Riyaz

Additional Public Prosecutor

C O M M O N O R D E R

These petitions have been filed seeking to quash the proceedings in P.R.C.Nos.18, 27, 21, 20, 28, 19, 17 of 2018 respectively on the file of the Judicial Magistrate Court No.I, Nagappattinam .

2.The learned counsel for the petitioner would submit that this petitioner is not shown as an accused person in many of the F.I.Rs and his name has been roped in only after filing of the final report. The learned counsel would further submit that the name of the petitioner has been roped in merely based on his statement given by one Kandhasamy.

3.The learned counsel also drew the attention of this Court to the unexplained delay in registering the F.I.Rs in many of the cases. The learned counsel also submitted that all these complaints pertain to the same incident, which happened on 03.09.2017, which was a group clash between two groups belonging to the fisher folk.

4.Admittedly the case has been committed to the Principal Sessions Court, Nagappattinam and it has been taken on file before the Court to which the case has already been committed. Therefore, this Court does not want to exercise its jurisdiction at this stage. The petitioner is always at liberty to seek for a discharge if there are no materials against the petitioner in the final report filed by the respondent Police.

5.Hence, these Criminal Original Petitions are disposed of, with the above said direction and consequently, the connected Miscellaneous Petitioners are also closed.

Sd/-

Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

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To

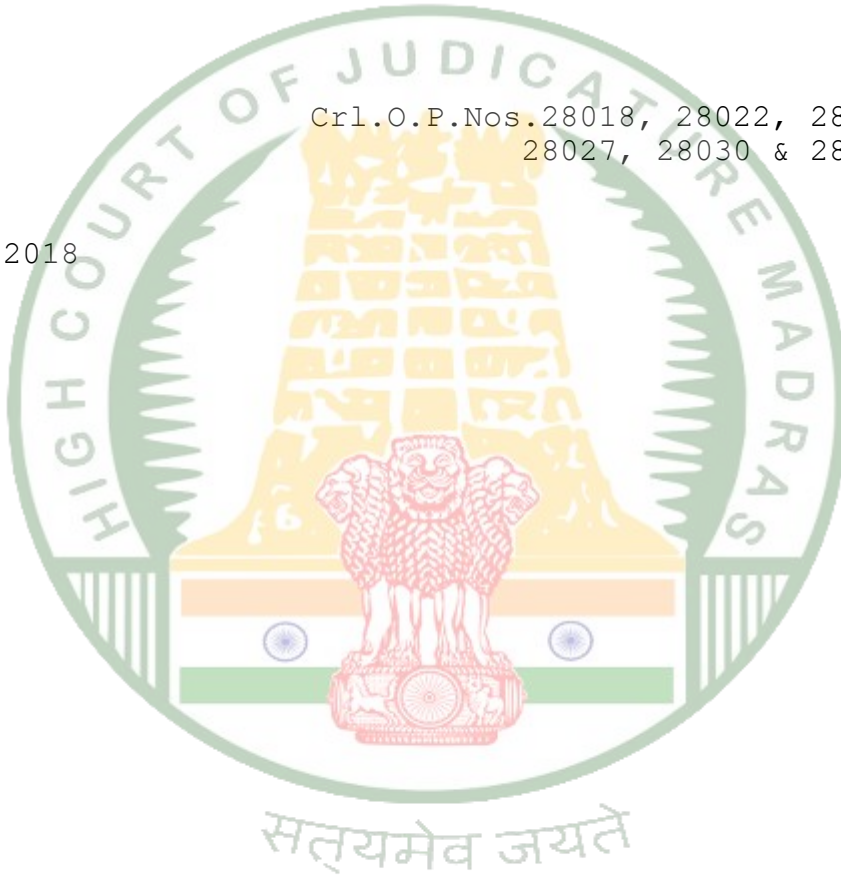
1.The Inspector of Police,
Nagappattinam Town Police Station,
Nagappattinam District.

2.The Public Prosecutor,
High Court, Madras.

+1 cc to M/s.Greetha Senthil Kumar, Advocate Sr.No.82848

Crl.O.P.Nos.28018, 28022, 28024, 28025,
28027, 28030 & 28032 of 2018

NM(CO)
CSL/27.12.2018



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