IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **11.12.2018**

CORAM

THE HON'BLE MR.JUSTICE **N.ANAND VENKATESH**

Crl.O.P.No.28881 of 2018

Umadevi ...Petitioner /Accused No.10

-Vs-

1. State rep. by
   Inspector of Police,
   EOW, Coimbatore.

2. V.Geethamani ... Respondent/ Defacto Complainant

Prayer: Criminal Original petition filed under Section 482 of Code of Criminal Procedure to call for the records of FIR in Crime No.03 of 2018 dated 05.04.2018 on the file of the 1st respondent and quash the same so far as the petitioner is concerned.

For Petitioner : Mr.A.Parthasarathy

For Respondents : Mr.M.Mohamed Riyaz,
Additional Public Prosecutor

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ORDER

This Criminal Original Petition has been filed seeking to quash the FIR in Crime No.03 of 2018 pending on the file of the 1st respondent.

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2. The 1st respondent had registered an FIR for an offence under Section 420 & 406 of IPC against one Jagadeeswaran. The name of the petitioner is not found in the FIR. In the course of investigation, this petitioner has been added as a Accused No.10 based on the materials collected by the respondent / police.

3. The learned counsel appearing for the petitioner submits that there are absolutely no allegations against this petitioner in the complaint. The complaint has been given by the 2nd respondent based on the transaction she had with Jagadheesan. Ultimately, in the course of investigation, the respondent / police had found out that various persons have been cheated by collecting deposits from them. The moment complaints started pouring, the respondent / police had to necessarily add the accused persons based on the complaint and the materials collected during the course of investigation.

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4. This Court is not inclined to interfere with the investigation at this stage, since the case involves deposits collected from the general public. The petitioner has to necessarily wait for the final report to be filed in this case and thereafter, take a decision in accordance with law. At this stage, there is no question of interfering with the investigation.

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5. In the result, this Criminal Original petition is dismissed.

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Index : Yes/No
Internet: Yes/No
rka/ssr

To
The Public Prosecutor,
High Court of Madras

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N.ANAND VENKATESH, J.

rka

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