



WEB COPY

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.10.2018

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Cr1.O.P.(MD).No.11956 of 2015

and

M.P(MD).No.1 of 2015

1.Imthiyas @Ethikasha Shahib Sarguru

2.M.Beema John

... Petitioners/ Accused Nos.1& 2

Vs.

1.State represented by

The Inspector of Police (D.C.B)

Anti-Land Grabbing Cell

Office of the Superintendent of Police

Madurai Rural

Madurai

...Respondent/Complainant

2.A.Tajbeeran

..Respondents/Defacto Complainants

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to call for the records relating to the proceedings in Crime No.52 of 2014 on the file of the 1st respondent and quash the same insofar as the petitioners are concerned.

For Petitioners

:Mr.T.Antony Arul Raj

For R1

:Mr.A.P.G.Ohm Chairma Prabhu

Government Advocate (Cr1.Side)

For R2

:Mr.S.M.A.Jinnah

O R D E R

This criminal original petition has been filed to call for the records relating to the proceedings in Crime No.52 of 2014 on the file of the 1st respondent and quash the same.

2.Heard the learned counsel appearing for the petitioner and the learned counsel appearing for the second respondent.

3.The learned Government Advocate (Cr1.Side) would submit that the investigation is completed and yet to file the final report. Further he would submit that the pendency of this criminal



original petition, they could not file the final report.

4. It is seen from the records that there are serious allegations as against the petitioners. Therefore, this Court finds that there is no merit in the petition to quash the FIR in Crime No.52 of 2014 on the file of the first respondent and it cannot be quashed on its threshold. Hence, this Court is of the view that the grounds raised in the petition have to be gone into in a full fledged Investigation.

5. Accordingly, this criminal original petition is dismissed. Consequently, the connected miscellaneous petition is closed. However, the first respondent police is directed to file the final report within a period of six weeks from the date of receipt of a copy of this order.

Sd/-

Assistant Registrar (ADI)

// True Copy //

Sub Assistant Registrar(CS-I)

To

1. The Inspector of Police (D.C.B)
Anti-Land Grabbing Cell
Office of the Superintendent of Police
Madurai Rural
Madurai

2. The Additional Public Prosecutor
Madurai Bench of Madras High Court
Madurai

+1 CC To MR.T.ANTONY ARULRAJ, Advocate SR. NO. 91653

Cr1.O.P. (MD) .No.11956 of 2015
and
M.P (MD) .No.1 of 2015
22.10.2018

MSA

TR/SV/SAR-I (12.11.2018) 2P 4C