



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.07.2018

CORAM:

THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR

WEB COPY

Crl.O.P.(MD) No.11524 of 2018

and

Crl.M.P.(MD)No.5229 of 2018

R.Selvakumar

... Petitioner

Vs.

1.The State represented by
The Inspector of Police,
Tallakulam Police Station,
Madurai District.
(Crime No.1426 of 2017).

... 1st Respondent/Complainant

2.Dhivya Roopa

... 2nd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Criminal Procedure Code to quash the impugned First Information Report in Crime No.1426 of 2017 dated 18.07.2017 on the file of the first respondent.

For Petitioner : Mr.B.Saravanan
For R1 : Mr.Prabhu Ramachandran,
Government Advocate (Crl.side)

ORDER

This Criminal Original Petition has been filed to quash the impugned First Information Report in Crime No.1426 of 2017 dated 18.07.2017 on the file of the first respondent.

2.According to the learned counsel for the petitioner, a case in Crime No.1426 of 2017 has been filed by the second respondent, against the petitioner, under Sections 294(b), 406, 420 and 506(i) IPC. The case filed by the first respondent is abuse of process of law and prima facie case is made out to entertain this Criminal Original Petition.

3.The learned Government Advocate (Criminal side) submitted that investigation in Crime No.1426 of 2017 is already completed and final report is also ready to be filed before concerned Judicial Magistrate Court.

4.In the light of the said submission, at this stage, this Court cannot interfere with the investigation proceedings. Therefore, this Criminal Original Petition is liable to be dismissed.



5. Accordingly, this Criminal Original Petition is dismissed. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar (CS-I)

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/True Copy/

Sub Assistant Registrar (CS-III)

To

1. The Inspector of Police,
Tallakulam Police Station,
Madurai District.

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

+1cc to M/S.B.Saravanan, Advocate SR.No. 72768

Cr1.O.P. (MD) No.11524 of 2018
12.07.2018

pnn
JM/SV/SAR 3/01.08.2018/2P/4C