



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : **12.10.2018**

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

WEB COPY

Cr1.O.P (MD) No.18349 of 2018
and
Cr1.M.P. (MD) Nos.8188 and 8189 of 2018

1. Pandi
2. Gurumoorthi
3. Vijaya Kumar
4. Vinayagam
5. Vijayan
6. Kaniraj
7. Kumar
8. Ganesan
9. Natarajan
10. Veerappan
11. Shanmuthu
12. Dhevarappan
13. Karunanithi
14. Raja
15. Manivannan
16. Mahalingam
17. Murukasamy
18. Muruga Boopathi
19. Madasamy



vs.

State represented by
The Inspector of Police,
Vembakottai Police Station,
Virudhunagar District.
Crime No.80 of 2017

...1st Respondent/complainant

Prayer: This Criminal Original filed under Section 482 of the Code of Criminal Procedure, to call for the records pertaining to the case in S.T.C.No.2921 of 2017 on the file of the learned Judicial Magistrate No.2, Sattur and quash the same.

For Petitioners : Mr.N.Mariappan
For Respondent : Mrs.S.Bharathi
Government Advocate (Crl.Side)

ORDER

This criminal original petition has been filed to quash the proceedings in S.T.C.No.2921 of 2017 on the file of the learned Judicial Magistrate No.2, Sattur.

2.A reading of the final report shows that the petitioners have agitated against the Government for not providing essential commodities in the ration shop. Initially, the FIR was registered under Sections 188 and 143 I.P.C. At the time of filing the final report, the offence under Section 188 I.P.C., was deleted and the final report was filed only for the offence under Section 143 I.P.C.,

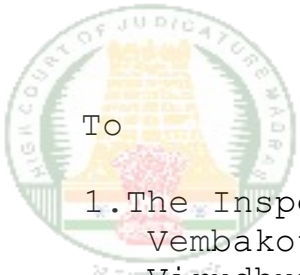
3.This Court is of the considered view that the petitioners, had agitated against the Government for not providing essential commodities in the ration shop and by no stretch, they can be called as accused persons and the agitation conducted by them cannot be called as offence. There are absolutely no grounds made out against these petitioners for the alleged offence under Section 143 IPC.

4.In the result, the proceedings in S.T.C.No.2921 of 2017 on the file of the learned Judicial Magistrate No.2, Sattur, is hereby quashed. Accordingly, this criminal original petition is allowed. Consequently, the connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (AS)

// True Copy //



To

1.The Inspector of Police,
Vembakottai Police Station,
Virudhunagar District.

2.The Judicial Magistrate, No.II,
Sattur.

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+ 1 CC TO MR.N.MARIAPPAN, ADVOCATE IN SR NO.90556

MM

BU/RP/SAR-1 :01.11.2018 : 3P/5C

Cr1.O.P. ((MD) No.18349 of 2018
12.10.2018