



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 12.04.2018

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

CRL OP(MD).No. 15064 of 2013
and Crl.M.P.(MD) No. 2 of 2013

A. Princi Robertson
(wrongly mentioned in the FIR as
A.Prince Robinson) ...Petitioner/Accused-2

Vs.

1. The Inspector of Police,
Karungal Police Station,
Kanyakumari District
(in Crime No.452 of 2013) ...Respondent/Complainant
2. The District Welfare Officer,
District Welfare Office,
Nagercoil,
Kanyakumari District. ...Respondent/Defacto
Complainant

PRAYER: This Petition is filed under Section 482 of the Criminal Procedure Code to call for the records pertaining to the FIR in Crime No.452 of 2013 dated 20.08.2013 on the file of the Inspector of Police, Karungal Police Station, Kanyakumari District and quash the same.

For Petitioner : M/s.F.Deepak
For Respondent-1 : Mr.A.Robinson,
Government Advocate (Crl. Side)

ORDER

The petitioner is running a Childrens Home. It appears that there is no registration or prior approval for the same. Therefore, the 1st respondent registered a case in Crime No.452 of 2013 dated 20.08.2013 under Section 23 of Juvenile Justice (Care and Protection of Children Act) 2000.

2. The said provision relates to infliction of cruelty on Juveniles. The said provision is clearly not attracted in this case. As per the statutory scheme of the Act, running any service centre for juveniles is not a Penal Offence.

3. Hence, the First Information Report in Crime No. 452 of



2013 dated 20.08.2013 of Karungal Police Station, Kanyakumari District, filed by the 1st respondent is quashed. This Criminal Original Petition is allowed. Consequently, connected Miscellaneous Petitions is closed.

Sd/

Assistant Registrar (CS-I)

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/True copy/

Sub Assistant Registrar

To

1. The Inspector of Police,
Karungal Police Station,
Kanyakumari District.
2. The District Welfare Officer,
District Welfare Office,
Nagercoil, Kanyakumari District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1cc to Mr.F.DEEPAK, Advocate, SR.No. 60892

CRL OP (MD) .No. 15064 of 2013
12.04.2018

KSA

KK/RSK/07.05.2018/SAR-4/2P-5C