

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.04.2019

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.No.1433 of 2018
and Crl.M.P.No.525 of 2018

Bala Kishore Roy Mallavarapu @
Bala Kishore Roy ... Petitioner/Sole Accused

Vs.

1. The State Rep. by
The Inspector of Police,
Pallikaranai Police Station,
Chennai.

2. P.P.Rex Paul Respondents

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. to call for the records and quash the FIR registered in Crime No.2197 of 2017 against the petitioner pending on the file of the respondent police .

For Petitioner : Mr.R.Sreedhar

For R2 : Ms.C.Shyamala

O R D E R

This Criminal Original Petition has been filed to call for the records and quash the FIR registered in Crime No.2197 of 2017 against the petitioner pending on the file of the respondent police .

2. It is seen that from the complaint that the 2nd respondent/defacto complainant entered into petitioner's house and requested the petitioner to live with his daughter. Thereafter, the defacto complainant was attacked by the petitioner. Therefore the first respondent police registered an FIR in Crime No.2197 of 2017 for the offences under Sections 341, 294(b), 323, 324, 506(2) of IPC r/w 149 of IPC as against the petitioner. The learned counsel for the petitioner submitted

that the petitioner nowhere had used any obscene words against the defacto complaint, therefore, offence under Sections 341, 294(b) cannot attract as against the petitioner, even according to the complainant.

3. Therefore, 1st respondent is directed to bring the said observation and complete the investigation and file a final report within a period of three months from the date of receipt of a copy of this order, in so far as other offences attracted as against the petitioner.

4. Accordingly, this Criminal Original Petition is disposed of. Consequently, connected miscellaneous petition is closed.

Sd/-
Deputy Registrar(J)

//True Copy//

Sub Assistant Registrar

ssr

To

1. The Inspector of Police,
Pallikaranai Police Station,
Chennai.

2. The Public Prosecutor,
High Court, Madras.

+1 cc to M/s.R.Sreedhar, Advocate, Sr.No. 35442

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CSL/13.05.2019

सत्यमेव जयते

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