

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 13.11.2019

C O R A M

THE HON'BLE MR.JUSTICE M.NIRMAL KUMAR

Cr1.O.P.No.24276 of 2014
and
M.P.No.1 of 2014

Gopikrishnan

... Petitioner

Vs.

1.State represented by
The Inspector of Police,
Manalurpettai Police Station,
Villupuram District,
Cr.No:209 of 2014

2.Elumalai

... Respondents

Prayer: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure, 1973, call for the record in Cr.No:209 of 2014 on the file of the 1st respondent namely Inspector of Police, Manalurpettai Police Station, Villupuram District and quash the same in so far as the petitioner is concerned.

For petitioner : Mr.C.R.Malarvannan

For Respondents: Ms.M.Prabavathy
Additional Public Prosecutor.

ORDER

The petitioner is the first accused in Crime No.209 of 2014, on the file of the 1st respondent namely Inspector of Police, Manalurpettai Police Station, Villupuram District, has filed this criminal original petition, to quash the FIR.

2. The learned Additional Public Prosecutor submitted that in this case, the investigation has been completed and charge sheet has been filed on 01.09.2014 in C.C.No.20 of 2018 for the alleged offence under Sections 353, 506(ii) and 379 IPC r/w 4 (1-A) of the Mines and Minerals (Development and Regulation) Act, 1957. She further submitted that there are totally two accused in this case. Petitioner is the first accused.

3. In view of the investigation completion and charge sheet

filed, nothing survives in this criminal original petition and the petitioner is at liberty to raise the objections, before the Trial Court.

4. It is submitted that the case in C.C.No.20 of 2018 unable to proceed further, due to the pendency of the above said criminal original petition. It is made clear that nothing survives in the criminal original petition and the Trial Court is directed to proceed with the trial and dispose of the case, on taking into consideration of the offence is of the year 2014.

5. In view of the above, this criminal original petition is dismissed. Consequently, the connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-IV)

//True Copy//

Sub Assistant Registrar

dm

To

1.The Inspector of Police,
Manalurpettai Police Station,
Villupuram District,
Cr.No:209 of 2014.

2.The Additional Public Prosecutor,
High Court, Madras.

Cr1.O.P.No.24276 of 2014
and

M.P.No.1 of 2014

BP (CO)
GN(27/12/2019)

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