

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED 07.03.2019
CORAM
THE HONOURABLE Mr.JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.No.19299 of 2014
and
M.P.No.1 of 2014

1. Aravinda Nandhagopal
2. Krishnamurthy

.. Petitioners/Accused No.1 & 2
Vs.

1. State Rep by its
The Inspector of Police,
R-9, Valasaravakkam Police Station,
Chennai - 600 087.
(Crime No.557 of 2014) 1st Respondent/Complainant

2. D.L.Sugumar
.. 2nd Respondent/Defacto Complainant

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to call for the records in Crime No.557 of 2014 on the file of the 1st respondent and quash the same.

For Petitioners: Mr.G.Krishna Kumar

For R-1 : Mr.M.Mohamed Riyaz,
Additional Public Prosecutor.

For R-2 : No appearance

O R D E R

This Criminal Original Petition has been filed seeking to quash the FIR in Crime No.557 of 2014 on the file of the first respondent police.

2. Heard the learned counsel for the petitioners and the learned Additional Public Prosecutor for the first respondent.

3. It is seen that all the allegations averred in the complaint are simple and trivial in nature. It is also seen that, before registered of the FIR, the petitioners have filed a suit before the Additional District Court No.III, Poonamallee. Therefore, it is nothing but the entire dispute is civil in nature and the offence registered in the crime have no substance and also the averments contained in the FIR do not constitute any offence.

4. In view of the above, and that the FIR is pending from the year 2014, this Court inclined to quash the FIR in Crime No. 557 of 2014 on the file of the first respondent police.

5. Accordingly, this Criminal Original Petition is Allowed. Consequently, connected Miscellaneous Petition is also closed.

Sd/-
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

mpa/lpp

To

1. The Inspector of Police,
R-9, Valasaravakkam Police Station,
Chennai - 600 087. (Cr.No.557 of 2014)
2. The Public Prosecutor,
Madras High Court, Madras.

+1cc to Mr.G.Krishna Kumar, Advocate sr.21748

Cr1.O.P.No.19299 of 2014

pm(co)
nr 08/05/2019

सत्यमेव जयते

WEB COPY