

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 29.08.2019
CORAM
THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH
Crl.O.P No.22403 of 2019
and Crl.M.P No.11652 of 2019

P.Guhan

... Petitioner/Accused No.1

vs.

1. State Rep. by its
The Inspector of Police,
B-3, Fort Police Station,
Chennai. ...1st respondent / Complainant
2. J.Vincent ...2nd Respondent / Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records pertaining to the FIR in Crime No.28 of 2015, dated 18.05.2015 on the file of B-3, Fort Police Station, Chennai and quash the FIR in Crime No.28 of 2015 dated 18.05.2015 registered by the 1st respondent.

For Petitioner : Mr.S.Sundar

For Respondents: Mr.M.Mohanded Riyaz

Additional Public Prosecutor for R1

ORDER

This petition has been filed to call for the records in Crime No.28 of 2015, on the file of the 1st respondent and quash the same.

2. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing for the 1st respondent.

3.The contentions put forth by the learned counsel appearing on behalf of the petitioner are purely factual in nature and this Court cannot venture into conducting a mini investigation into the matter and it therefore does not fall within the ambit of its jurisdiction under Section 482 of Cr.P.C. Any finding on facts will also have a bearing on the investigation conducted by the respondent Police.

4. In the facts and circumstances of the case, this Court is not inclined to interfere with the investigation conducted by the respondent Police at this stage.

5. In the result, this Criminal Original Petition is dismissed and the respondent Police is directed to proceed further with the investigation in accordance with law and complete the investigation and file a final report or a closure report, as the case may be, within a period of two months from the date of receipt of copy of this order. Consequently, connected miscellaneous petition is closed.

Sd/-
Deputy Registrar

//True Copy//

Sub Assistant Registrar

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To

1. The Inspector of Police,
B-3, Fort Police Station,
Chennai.
2. The Public Prosecutor,
High Court of Madras,
Madras.

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nr 03/10/2019

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