



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :07.03.2019

CORAM:

THE HONOURABLE MR. JUSTICE N.SESHASAYEE

Crl.O.P.(MD).No.4967 of 2018
and
Crl.M.P.(MD).No.2466 of 2018

1.Eswari
2.Marimuthu ... Petitioners / Accused Nos.7 & 8

Vs.

1.The State
by the Inspector of Police,
Chatrapatti Police Station,
Dindigul District. ...1st Respondent / Complainant

2.Velusamy ...2nd Respondent / De facto complainant

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to call for the records in respect of Crime No.222 of 2017, on the file of the first respondent and quash the same.

For Petitioner : Mr.D.Venkatesan

For R1 : Mr.A.P.G.Ohm Chairma Prabhu
Additional Public Prosecutor

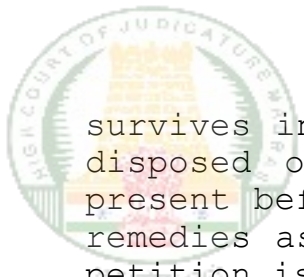
For R2 : Mr.V.Angusamy

O R D E R

The present petition is filed to quash the proceedings in Crime No.222 of 2017, on the file of the first respondent Police.

2.The learned Additional Public Prosecutor appearing for the first respondent would submit that the case in Crime No.222 of 2017, has been closed as "mistake of fact" on 28.12.2018.

3.The said statement is recorded. In view of the fact that the case has been closed as mistake of fact and therefore, nothing



survives in the present Criminal Original Petition, the same stands disposed of. The second respondent / de facto complainant is present before this Court and he will be at liberty to work out his remedies as per the law. Consequently, the connected miscellaneous petition is closed.

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Sd/-
Assistant Registrar (AD-I)

/TRUE COPY/

Sub Assistant Registrar

TO

1.The the Inspector of Police,
Chatrapatti Police Station,
Dindigul District.

2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1. C.C. to M/S.D.Venkatesan, Advocate SR.No. 53132
+1. C.C. to M/S.V.Angusamy, Advocate SR.No. 52737

Cr1.O.P. (MD) .No.4967 of 2018

TSG
JM/03.04.2019/2P/5C