



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.03.2019

CORAM:

THE HONOURABLE MR. JUSTICE N. SESHASAYEE

Crl.O.P. [MD] No.4409 of 2019
and
Crl.M.P. (MD) No.2675 of 2019

M.Senthilkumar : Petitioner/Accused No.1
Vs.

1. The State through
The Inspector of Police,
Adirampattinam Police Station,
Thanjavur District. : Respondent/Respondent
(Crime No.245 of 2017)

2. P.Rathinam : Respondents/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C., to call for the records connected with the case in Crime No.245 of 2017 pending on the file of the first respondent and quash the same as illegal.

For Petitioner : Mr.S.A.Baskaran

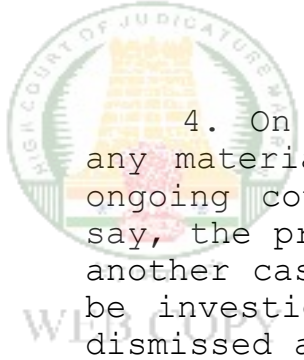
For R-1 : Mr.A.P.G.Ohm Chairma Prabhu
Government Advocate (Crl.side)

ORDER

The present petition is filed to quash the FIR in Crime No.245 of 2017 registered for an offence under Sections 294(b), 324, 341 and 506(ii) IPC.

2. The learned counsel appearing for the petitioner submitted that it is a case and case in counter and so far as the present case is concerned, in which the petitioner has been roped in, no accused are named and that the very occurrence was reported after a delay of 12 days.

3. The learned Government Advocate (Crl.side) appearing for the respondents submitted that investigation is pending both in Crime No.245 of 2017 which relates to the present case and the other case in Crime No.244 of 2017.



4. On a careful perusal of the FIR, this Court does not find any material adequate enough for this Court to interfere with the ongoing course of investigation by quashing the FIR. Suffice to say, the present petition is premature since it is also connected to another case in Crime No.244 of 2017. Necessarily both may have to be investigated to their logical end. The petition is therefore dismissed as devoid of merits. The first respondent is directed to complete the investigation of both the cases within a period of four weeks from the date of receipt of a copy of this order and lay a charge sheet. The petitioner is at liberty to challenge the final report in the manner known to law, if there are grounds available to him. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar

/ True Copy /

Sub Assistant Registrar(CS)

To

- 1.The Inspector of Police,
Adirampattinam Police Station,
Thanjavur District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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