



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.12.2019

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN

Crl.O.P(MD)No.23604 of 2015
and
M.P.(MD)No.1 of 2015

1.Pitchai

2.Sukumar

3.Parthiban

4.Mahesh @ Murugesan

5.Anand

... Petitioners

Vs

1.The Inspector of Police,
Thuvakudi Police Station,
Thuvakudi,
Trichy District.
(In Crime No.409 of 2015)

2.G.Ravikumar

... Respondents

PRAYER: Petition filed under Section 482 Code of Criminal Procedure, to call for the records pertaining to the FIR in Crime No.409 of 2015 on the file of the first respondent Police and quash the same as illegal.

For Petitioners	: Mr.Karthick Subramanian
For R1	: Mr.A.Robinson Government Advocate (Crl.side)
For R2	: Mr.N.Mohideen Basha

ORDER

This petition has been filed for quashing the impugned FIR.

2.When the matter was taken up for consideration, the learned Government Advocate (Crl.side) submitted that the case has been closed as "Mistake of Fact". Therefore, the criminal original petition is closed as infructuous. But then, the defacto complainant has not been put on notice till date. Therefore, both the first respondent as well as the Court below are directed to



issue notice to the defacto complainant, so that he can file his protest petition, if so advised. Consequently, connected miscellaneous petition is closed.

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// True Copy //

Sd/-

Assistant Registrar (CS-III)

/ /2020

Sub Assistant Registrar(CS)

Rmi

To

1.The Inspector of Police,
Thuvakudi Police Station,
Thuvakudi,
Trichy District.

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

+1 CC to Mr.S.KARTHIK SUBRAMANIAN, Advocate (SR-104519[F] dated 11/12/2019)

Cr1.O.P(MD)No.23604 of 2015
and
M.P. (MD)No.1 of 2015
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VB(21.01.2020) 2P 4C