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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 05.11.2019
CORAM:
**THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN**
Crl.O.P.(MD) No.13939 of 2019
and
Crl.M.P(MD) No.8494 of 2019

P.Ramanathan ... Petitioner/Sole Accused

Vs.

1. The State rep. by its
The Inspector of Police
Sankarankovil Town Police Station
Tirunelveli District ... 1st Respondent/Complainant

2. Marimuthu ... 2nd Respondent/Defacto Complainant

**PRAYER:** Criminal Original Petition filed under Section 482 Cr.P.C. praying to call for the records in Crime No. 227 of 2019 on the file of the first respondent police and quash the same.

For Petitioner : Mr.R.J.Karthick
For Respondent No.1 : Mr.K.Suyambulinga Bharathi Government Advocate(Crl.Side)
For Respondent No.2 : Mr.K.Prabhu

**ORDER**

This petition has been filed to quash the First Information Report in Crime No.227 of 2019 on the file of the first respondent police.

2. Today when the matter is taken up for hearing the learned Government Advocate(Crl.Side) would submit that based on the complaint given by the defacto complainant the respondent police conducted enquiry and closed the complaint as ' Mistake of Fact'.

3. Recording the aforesaid submission, this Criminal Original Petition is closed. Consequently connected miscellaneous petition is also closed. However the respondent police is directed to serve RCS notice to the defacto complainant and on receipt of the RCS

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notice the petitioner is at liberty to file a protest petition before the concerned jurisdictional Magistrate.

Sd/-

Assistant Registrar (CS-III)

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// True Copy //

Sub Assistant Registrar(CS )

To

1. The Inspector of Police
   Sankarankovil Town Police Station
   Tirunelveli District

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

+1 CC to Mr.R.J.KARTHICK, Advocate ( SR-96291[F] dated 06/11/2019 )
+1 CC to Mr.K.PRABHU, Advocate ( SR-96236[F] dated 05/11/2019 )

Crl.O.P.(MD) No.13939 of 2019
and
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AAV
MK (12.11.2019) 2P 5C

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