



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.11.2019

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P (MD) Nos. 17542 & 14134 of 2018

and Crl.M.P.(MD) No 7771 of 2018

in Crl.O.P.(MD) No.17542 of 2018

and Crl.M.P.(MD) No.6335 of 2018

in Crl.O.P.(MD) No.14134 of 2018

WEB COPY

CRL.O.P (MD) No. 17542 of 2018

1. K. Murugan
2. P. Lala @ Sankarpandian
3. S. Arumugasamy
4. K. Guna @ Ayyadurai
5. K. Krishnakumar ... Petitioners/Accused No.1 to 5
Vs

1. The State represented by
Inspector of Police,
Sankarankovil Town Police Station,
Tirunelveli District.
(Crime No. 271 of 2018) ... Respondent / Complainant

2. Chelladurai ... Respondent / Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, to call for the records in Crime No. 271 of 2018 on the file of the Inspector of Police, Sankarankovil Town Police Station, Tirunelveli District and quash the same.

For Petitioners : Mr. K.Prabhu
For R-1 : Mr.K.Suyambulinga Bharathi,
G.A. (Crl. Side)

CRL.O.P (MD) No. 14134 of 2018

Chelladurai ... Petitioner
Vs

1. The State represented by
the Inspector of Police,
Sankarankovil Town Police Station,
Tirunelveli District.
(Crime No. 272 of 2018)
2. Murugan ... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, to call for the records in Crime No. 272 of 2018, dated 15.04.2018 on the file of the first respondent police and quash the same.

For Petitioners : Mr. AL. Kannan
For R-1 : Mr.K.Suyambulinga Bharathi,
G.A. (Crl. Side)



C O M M O N O R D E R

These petitions have been filed to quash the FIR in Crime Nos.271 & 272 of 2018, dated 15.04.2018 on the file of the first respondent police as against the petitioners.

2. Today, when the matters are taken up for hearing, the learned Government Advocate (criminal side) would submit that the first respondent has completed investigation in Crime No. 271 of 2018 and filed final report before the learned Judicial Magistrate, Sankarankovil and the same is pending for cognizance. The respondent police has completed investigation and closed the same as 'Mistake of Fact' in Crime No. 272 of 2018.

3. Considering the submission made by the learned Government Advocate (Crl. Side), the prayer sought for in this petition in Crl. O.P.(MD) No. 17542 of 2018 has become infructuous and accordingly, this Criminal Original Petition is dismissed as infructuous. However, the learned Judicial Magistrate, Sankarankovil is directed to take cognizance, within a period of Four weeks from the date of receipt of a copy of the order. The petition in Crl.O.P.(MD) No. 14134 of 2018 is closed. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (W)

// True Copy //

Sub Assistant Registrar(CS)

ksa

To

1.The Judicial Magistrate, Sankarankovil

2. The Inspector of Police,
Sankarankovil Town Police Station,
Tirunelveli District.

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

+1 CC to M/s.K.PRABHU, Advocate (SR-100773[F] dated 22/11/2019)

+1cc to Mr.A.L.KANNAN, Advocate, Sr.No.100676

Common Order made in
CRL.O.P (MD) Nos. 17542 &
14134 of 2018
21.11.2019

SMA/26/12/19/2P/6C

<https://hcservices.ecourts.gov.in/hcservices/>