



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.11.2019

CORAM:

THE HONOURABLE MR. JUSTICE N.ANAND VENKATESH

Crl.O.P. (MD) No.15217 of 2017

and

Crl.M.P. (MD) No.10119 of 2017

T.Kathirkamam

... Petitioner/Accused No.1

Vs.

1) State rep. by

The Sub Inspector of Police,
Musiri Police Station, Musiri,
Trichy City.

(Crime No.296/2017)

... R-1/ Complainant

2) Pitchaivel

... R-2/ De facto

Complainant

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records pertaining to the impugned FIR in Crime No.296 of 2017 on the file of the first respondent police and quash the same as illegal.

For Petitioner : Mr.S.Karthick Subramanian

For R-1 : Mr.M.Chandrasekaran,
Additional Public Prosecutor

For R-2 : Mr.A.Joel Paul Anto

O R D E R

This Criminal Original Petition has been filed seeking to quash the proceedings in Crime No.296 of 2017 on the file of the first respondent police.

2. Heard the learned counsel for the petitioner, the learned Additional Public Prosecutor appearing on behalf of the first respondent Police.

3. The contentions put forward by the learned counsel appearing on behalf of the petitioner are purely factual in nature and this Court cannot venture into conducting a mini investigation into the matter and it therefore, does not fall within the ambit of its jurisdiction under Section 482 of Cr.P.C. Any finding on facts will also have a bearing on the investigation conducted by the respondent Police.



4. In the facts and circumstances of the case, this Court is not inclined to interfere with the investigation conducted by the respondent Police at this stage.

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5. In the result, this Criminal Original Petition is dismissed and the respondent Police is directed to proceed further with the investigation in accordance with law and complete the investigation and file a final report or a closure report, as the case may be, within a period of three(3) months from the date of receipt of a copy of the order. Consequently, connected Crl.M.P.(MD) No.10119 of 2017 is closed.

Sd/-

Assistant Registrar(CS-I)

// True Copy //

Sub Assistant Registrar(CS)

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To

1. The Sub Inspector of Police,
Musiri Police Station, Musiri,
Trichy City.
(Crime No.296/2017)
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Order made in
Crl.O.P. (MD) No.15217 of 2017

Dated:
29.11.2019

kg (CO)
TR (03.01.2020) 2P 3C