



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.09.2019

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Crl.O.P(MD)No.798 of 2017

and

Crl.M.P(MD)No.695 of 2017

- 1.Ahamed Khan
- 2.Samsudeen
- 3.Sikkanthar Sha
- 4.Kamarudeen
- 5.Rahman Ali
- 6.Mohamed yasin
- 7.Mohamed Imthiyas
- 8.Sameenulla
- 9.Jahir Ali
- 10.Sadhakathulla Khan
- 11.Rimos Khan
- 12.Abdul Hameed
- 13.Arshath
- 14.Basheer
- 15.Lukman
- 16.Sadik
- 17.Ajmal
18. Nasrudeen
- 19.Mohamed Rilvi

.. Petitioners/Accused Nos.1 to 19

Vs.

- 1.The State represented by,
The Inspector of Police,
Devipattinam Police Station,
Ramanathapuram District. ..1st Respondent/ Complainant
[Crime No.467 of 2016]

- 2.Thowbik .. 2nd Respondent/ Defacto Complainant
- 3.

PRAYER:- Petition filed under Section 482 of Criminal Procedure Code, to call for the records of the impugned FIR in Crime No.467 of 2016 on the file of the respondent police, Devipattinam Police Station, Ramanathapuram District and to quash the same as against the petitioners



For Petitioners : Mr.R.Murugan
For Respondents : Mr.M.Chandrasekaran
Additional Public Prosecutor
For R1
For R2-No appearance

WEB COPY

ORDER

This Criminal Original Petition has been filed to quash the FIR in Crime No.467 of 2016.

2. The learned Additional Public Prosecutor on instructions would submit that the investigation has been completed and the final report will be filed within a week by the first respondent police before the concerned Jurisdictional Magistrate Court.

3. The learned counsel for the petitioners submitted that the FIR was registered in the year 2016 and even as per the allegations made in the FIR, no offence has been made out against the petitioners. The learned counsel further submitted that the case has been kept pending for a long time by the respondent police by stating that the investigation has been completed.

4. Taking into consideration the facts and circumstances of the case and also the submissions made by the learned Additional Public Prosecutor, this Court is not inclined to interfere with the FIR at this stage. The first respondent police is directed to file the final report within a period of two weeks from today before the concerned Jurisdictional Magistrate Court, i.e., Judicial Magistrate No.I, Ramanathapuram. Immediately on the filing of the final report, the learned Judicial Magistrate No.I, Ramanathapuram, shall take a decision regarding taking cognizance of the same.

5. Liberty is granted to the petitioners to challenge the final report, if so advised.

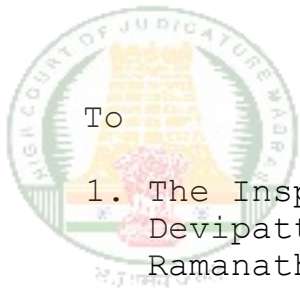
6.This Criminal Original Petition is disposed of accordingly. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (C.O)

// True Copy //

Sub Assistant Registrar(CS)



To

1. The Inspector of Police,
Devipattinam Police Station,
Ramanathapuram District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Copy to:

The Judicial Magistrate No.I,
Ramanathapuram.

+1 CC to Mr.R. MURUGAN, Advocate SR-84933.

CRL.O.P(MD)No.798 of 2017
03.09.2019

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