



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.12.2019

CORAM:

WEB COPY

THE HONOURABLE **MR. JUSTICE A.D. JAGADISH CHANDIRA**

Crl.O.P. (MD) .No.19081 of 2019

and

Crl.M.P (MD) Nos.11207 and 11208 of 2019

1. Murugesan
2. Murugesan
3. Sivaraj
4. Masanam
5. Ghandhi
6. Venkadesh
7. Narayanan
8. Selvaraj
9. Vilvalingam
10. Duraisingam
11. Muthuramalingam
12. Manimegalai
13. Ramar
14. Nagalakshmi
15. Sathiyamoorthi
16. Marimuthu
17. Boominathan
18. Sakthivel
19. Vetrimalai
20. Paluchamy
21. Paramasivam
22. Kasinathan
23. Periyasamy

...Petitioners/Accused Nos. 1 to 23

Vs.

1. The State rep. By
The Inspector of Police,
Sayalkudi Police Station
Ramnad District
(Crime No.123 of 2017)

...1st Respondent/Complainant

2. Maripandiyan
VAO, Iruveli Village
Sayalkudi Group
Kadaladi Taluk
Ramnad District

...2nd Respondent/ Defacto Complainant

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to call for the records in respect of C.C.No. 165 of 2019 on the file of the Judicial Magistrate, Kadaladi and quash the same.



For Petitioners : Mr.D.Venkatesh
For Respondent : Mr.R.Anandharaj
Additional Public Prosecutor

ORDER

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This Criminal Original Petition has been filed to quash the proceedings in C.C.No. 165 of 2019 on the file of the Judicial Magistrate, Kadaladi for the offences under Sections 143 and 188 of IPC.

2.The learned counsel appearing for the petitioners would submit that the facts of the case are exactly similar to the case covered in the decision reported in **2018 2 LW (Cr1) 606 [Jeevanandham and others vs. The Inspector of Police Velayuthampalayam Police Station, Karur District] dated 20.09.2018** and in case of Sri Raja vs Inspector of Police, Sivakasi Town Police Station Virudhunagar District and other in batch of cases in Cr1.O.P(MD) No.7922 of 2019 dated 30.08.2019

3. The learned Additional Public Prosecutor appearing for the respondent would submit that the facts of the case are similar to the facts covered under the Judgment referred above.

4.Heard both sides and perused the materials on record

5.The facts of this case is similar to the facts covered by the Judgment of this Court reported in **2018 2 LW (Cr1) 606 [Jeevanandham and others vs. The Inspector of Police Velayuthampalayam Police Station, Karur District] dated 20.09.2018** and in case of Sri Raja vs Inspector of Police, Sivakasi Town Police Station Virudhunagar District and other in batch of cases in Cr1.O.P(MD) No.7922 of 2019 dated 30.08.2019. Considering the facts and submissions, the proceedings in C.C.No. 165 of 2019 on the file of the Judicial Magistrate, Kadaladi is hereby quashed insofar as the petitioners are concerned and the Criminal Original Petition is allowed. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar ()

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/ /2020

Sub Assistant Registrar(CS)

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To



2. The Inspector of Police,
Sayalkudi Police Station
Ramnad District

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

+1 CC to Mr.D.VENKATESH, Advocate (SR-106292[F] dated 20/12/2019)

CrI.O.P. (MD) .No.19081 of 2019
and

CrI.M.P (MD) Nos.11207 and 11208 of 2019

19.12.2019

VB(21.01.2020) 3P 5C