



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.02.2020

CORAM:

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA
Crl.O.P.[MD].No.2028 of 2020

Ahamed Idreesh : Petitioner/Accused No.1

Vs.

1.The Inspector of Police,
Thallakulam Police Station,
Madurai District.
Crime No.1771 of 2018. :1st Respondent/Complainant

2.Manikumar
The Sub Inspector of Police,
Thallakulam Police Station,
Madurai District. :2nd Respondent/ Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C., to call for the records pertaining to the case in Crime No.1771 of 2018, on the file of the first respondent police and quash the same as against the petitioner is concerned.

For Petitioner : Mr.B.Arun

For R1 to R3 : Mrs.Bharathi,
Government Advocate.(Criminal Side)

ORDER

This Criminal Original Petition has been filed to quash the proceedings in Crime No.1771 of 2018, on the file of the first respondent police for the offences under Sections 143 and 188 of IPC.

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

3.The learned Government Advocate(Crl.Side) 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 the learned counsel appearing for the petitioner and the learned Government Advocate(Crl.Side) appearing for the respondent.

5. Perused the materials on record

6. The facts of this case is similar to the facts covered by the Judgment of this Court reported in 2018 2 LW (Crl) 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 Crl.O.P(MD) No.7922 of 2019, dated 30.08.2019. Accordingly, the proceedings in Crime No.1771 of 2018, on the file of the first respondent, is hereby quashed insofar as the petitioner alone and the Criminal Original Petition is allowed.

Sd/-

Assistant Registrar

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

sj
To

1. The Inspector of Police,
Thallakulam Police Station,
Madurai District.

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

+1 CC to M/s.B.ARUN, Advocate (SR-5722[F] dated 11/02/2020)

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sj
KK/26.02.2020/2P-4C