



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 03.06.2020

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl.O.P (MD)No.5661 of 2020

and

Crl.M.P. (MD)No.3105 of 2020

WEB COPY

1.Nalliappan
2.Muthu Pandi
3.Ramachandran
4.Siva Prakash

... Petitioners/Accused Nos.1,2,4&9

Vs

1.State represented by
the Inspector of Police,
Natham Police Station,
Dindigul District.
(In Crime No.198 of 2018)

... Respondent

2.M.Velmurugan

... Respondent/Defacto Complainant

PRAYER: Petition filed under Section 482 of Code of Criminal Procedure, to call for the records of the First Information Report in Crime No.198 of 2018 on the file of the Respondent No.1 and quash the same as illegal as against the petitioners concerned.

For Petitioners	: Mr.K.R.Badurus Zaman
For R1	: Mr.A.Robinson
	Government Advocate (Crl.side)

ORDER

Heard the learned counsel on either side.

2.This criminal original petition has been filed for quashing the FIR in Crime No.198 of 2018 registered on the file of the first respondent.

3.The case of the prosecution is that the petitioners along with other villagers had assembled in violation of the prohibitory orders. It is seen that the purpose of such assembly was to demand pathway for the villagers. It is not the case of the prosecution that any untoward incident happened.

4.Though technically the petitioners have breached the prohibitory orders, in as much as no adverse consequence ensued and taking note of the fact that the petitioners have only sought to espouse a public cause, I am of the view that impugned FIR deserves to be quashed. It is accordingly quashed.



5.This Criminal Original Petition stands allowed.
Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (AD-II)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

Rmi

To

1.The Inspector of Police,
Natham Police Station,
Dindigul District.

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

+1 CC to M/s.K.R.BADRUS ZAMAN, Advocate (SR-13145[F] dated
05/06/2020)

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MK (10.06.2020) 2P 4C