



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **23.11.2020**

CORAM:

THE HONOURABLE MRS.JUSTICE **J.NISHA BANU**

Crl.O.P. (MD) No.13250 of 2020

and

Crl.M.P (MD) No.6090 of 2020

WEB COPY

- 1.G.Kannan
- 2.R.Ramanathan
- 3.R.Vairavan
- 4.S.Selvaraj
- 5.P.Subbu Kalai
- 6.M.Mujibur Rahman
- 7.P.Muthiah
- 8.S.Karthikeyan
- 9.A.Karuppasamy
- 10.V.Subramanian
- 11.V.Shanmuganathan
- 12.S.Seenivasan
- 13.M.Mariappan
- 14.J.Anbuselvan
- 15.K.Liyakath Ali
- 16.N.Jeyaraman
- 17.P.Pandi
- 18.A.Kanagaraaj
- 19.R.Ravi
- 20.G.Pandi
- 21.K.Muthuraj
- 22.N.Anandhkumar
- 23.R.Maharajan
- 24.B.Padmanathan
- 25.V.Amudhan
- 26.B.Velmurugan
- 27.V.Govindharaj
- 28.K.Ponraj
- 29.R.Venkadesh



30.R.Murugan

... Petitioners/Accused Nos.1 to 3,
5 to 7, 9 to 29, 32, 34 & 35
Vs.

1.The Inspector of Police
Soolakarai Police Station,
Virudhunagar District.
(Crime No.22 of 2019)

...1st Respondent/Complainant

2.Ramkumar,
Sub Inspector of Police
Soolakarai Police Station,
Virudhunagar 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 First Information Report in Crime No.22 of 2019 dated 25.01.2019 on the file of the first respondent and quash the same as illegal as against the petitioners alone.

For Petitioners	: Mr.T.Lajapathi Roy
For R-1	: Ms.S.E.Veronica Vincent
	Government Advocate (Crl.side)

O R D E R

This petition has been filed seeking to quash the FIR registered by the respondent police as against the petitioners for an offence under Sections 143, 341, 294(b), 353, 506 (i) IPC and 7 (1) (a) of Criminal law Amendment Act, 2005.

2.The FIR came to be registered on the ground that the accused persons had involved in conducting a protest against the ruling government in the name of JACTO-JIO, Joint Action Council of Tamil Nadu Teachers Organization- Government Employees Organization demanding for certain reliefs on behalf of JACTO-JIO.

3.Heard the learned counsel for the petitioners and the learned Government Advocate (Crl.Side) appearing for the first respondent.

4. Taking into consideration of the facts and circumstances of the case and also the fact that the petitioners and the other accused persons were only demanding for their lawful rights, this Court is of the considered view that the registration of an First Information Report is an abuse of process of law. The offence that is extracted in the FIR is not made out against the petitioners.

5. In the result, the FIR in Crime No.22 of 2019 on the file of the first respondent police is quashed in so far as the



petitioners are concerned and accordingly, this Criminal Original Petition is allowed. Consequently, connected miscellaneous petition is closed.

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// True Copy //

Sd/-

Assistant Registrar (RTI)

/ /2020

Sub Assistant Registrar(CS)

vsd/msa

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the Advocate / litigant concerned.

To

- 1.The Inspector of Police
Soolakarai Police Station,
Virudhunagar District.
(Crime No.22 of 2019)
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.T. LAJAPATHI ROY, Advocate (SR-22739[F] dated 24/11/2020)

Crl.O.P. (MD) No.13250 of 2020
and
Crl.M.P (MD) No.6090 of 2020
23.11.2020

DKS (CO)
KK (08.12.2020) 3P 4C