



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.02.2020

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Cr1.O.P.(MD).No.18887 of 2019
and
Cr1.M.P.(MD).No.11083 of 2019

Karthika

..Petitioner

Vs.

1.The State Rep. By,
The Inspector of Police,
District Crime Branch,
Virudhunagar District.
In Crime No.06/2019.

2.V.Senthil Raja

.. Respondents

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to call for the FIR in Crime No.06 of 2019 on the file of the first respondent herein and quash the same as illegal in respect of the petitioner concerned.

For Petitioner	: Mr.M.Jegadeesh Pandian
For 1 st Respondent	: Mrs.S.Bharathi, Government Advocate (Cr1. Side)
For 2 nd Respondent	: Mr.M.Ashok Kumar

O R D E R

This petition has been filed to quash the proceedings in Crime No.06 of 2019 on the file of the first respondent in respect of the petitioner alone.

2.The learned Counsel appearing for the petitioner would submit that the petitioner did not commit any offences as alleged in the impugned FIR. Without any basis, the first respondent police registered a case as against the petitioner in Crime No.6 of 2019 for the offences under Sections 419, 420, 465, 467, 468, 471 and 120B of IPC. Hence he prayed to quash the same.

3.The learned Government Advocate (criminal side) appearing for the first respondent would submit that investigation is still pending and this petition is in premature stage and hence, he



prayed for dismissal of this petition.

4. Perused the materials available on record.

5. It is seen from the First Information Report that there are specific allegation as against the petitioner, which has to be investigated. Further the FIR is not an encyclopedia and it need not contain all facts. Further, it cannot be quashed in the threshold. This Court finds that the FIR discloses prima facie commission of cognizable offence and as such this Court cannot interfere with the investigation. The investigating machinery has to investigate, grab and unearth the crime in accordance with the procedures prescribed in the Code.

6. In view of the above, this Court is not inclined to quash the FIR. Accordingly, this criminal original petition is dismissed. Consequently, connected miscellaneous petition is closed. However, the first respondent is directed to complete the investigation in Crime No.06 of 2019 within a period of Three Months from the date of receipt of a copy of this order.

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2020

Sub Assistant Registrar (CS)

vsg

To:

1. The Inspector of Police,
District Crime Branch,
Virudhunagar District.

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

+1 CC to M/s.M.ASHOK KUMAR, Advocate (SR-4650[F]

Cr1.O.P. (MD) .No.18887 of 2019
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