

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 29.03.2021
CORAM
THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH
Crl.O.P No.5966 of 2021
and Crl. MP No.3865 of 2021

A.Shanmugam ... Petitioner/Sole Accused
vs.

1. State Rep. By
Inspector of Police,
All Women Police Station,
Gobichettipalayam, Erode District.
(Crime No.10 of 2020) ... 1st Respondent/Complainant
2. Mohana ... 2nd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records and quash the FIR registered under the Crime No.10 of 2020 by the Inspector of Police, All Women Police Station, Gobichettipalayam, Erode District against this petitioner under the Sections 9(m), 10, 11(1), 11(2), 11(3) and 12 of the POCSO Act - Protection of children from sexual offences Act, 2012.

For Petitioner : Mr.A.Manojkumar

For Respondents: Mr.C.Raghavan
Government Advocate (crl. Side)
For R1

ORDER

This petition has been filed to call for the records in Crime No.10 of 2020 on the file of the first respondent Police and quash the same.

2. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Criminal Side) appearing for the first respondent.

3.The contentions put forward by the learned counsel appearing on behalf of the petitioner is purely factual in nature and this Court cannot venture into conducting a mini investigation into the matter and it therefore does not fall within the ambit of its jurisdiction under Section 482 of Cr.P.C. Any finding on facts will also have a bearing on the investigation conducted by the respondent Police.

4. In the facts and circumstances of the case, this Court is not inclined to interfere with the investigation conducted by

the respondent Police at this stage.

5. In the result, this Criminal Original Petition is dismissed and the first respondent Police is directed to proceed further with the investigation in accordance with law and complete the investigation and file a final report or a closure report, as the case may be, within a period of two months from the date of receipt of a copy of this order. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

jv

To

1. The Inspector of Police,
All Women Police Station,
Gobichettipalayam, Erode District.
2. The Public Prosecutor,
High Court of Madras,
Chennai 600 104.

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PL(CO)
NS(07/05/2021)

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