



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.11.2021

CORAM

THE HONOURABLE MR.JUSTICE N. SATHISH KUMAR

CRL. O.P. NO.6089 OF 2017
AND CRL.M.P.NO.4529 OF 2017

1.J.Alamelu

2.R.Selvam

3.M.Vajjiravel

4.G.S.Manohar

..Petitioners

Vs.

1.The State Rep.by
Inspector of Police,
District Crime Branch,
(Anti Land Grabbing Cell),
Tiruvannamalai Town,
Tiruvannamalai District.

2.S.Kasirajan

..Respondents

PRAYER:

Criminal Original Petition filed under Section 482 of Criminal Procedure Code, praying to call for the records in Crime No.22 of 2016 pending on the file of the 1st respondent and quash the same.

For Petitioners: Mr.B.Jawahar

For Respondents: Mr.S.Vinoth Kumar

Government Advocate(Crl.side) for R1

Mr.S.B.Viswanathan for R2

ORDER

This criminal Original Petition has been filed to call for the records in Crime No.22 of 2016 pending on the file of the 1st respondent and quash the same.

2. Learned counsel for the petitioners submitted that one Vellaiammal, trustee of the trust has impersonated and sold the



property in the year 2006 in favour of A2 one L.Subramanian and he inturn sold the property to one Velu(A3) in the year 2011. Thereafter, A4 to A7 had purchased the property from A3. Now they also inturn sold the property to various others persons. Therefore, his contention that there is no allegations for the offence made out against the accused.

3. In view of the above, this Court is of the view that the very allegation in the FIR prima facie indicate that there was a scheme in grabbing the property of the trust. It is to be noted that the complicity of the crime can be seen only during the investigation and it is to be unearthed only during the investigation, the same cannot be interfered while exercising the jurisdiction under Section 482 of Cr.P.C. Therefore, this criminal original petition has no legs to stand and the same is dismissed. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

msv/nr

To

- 1 The Inspector of Police,
District Crime Branch,
(Anti Land Grabbing Cell),
Tiruvannamalai Town,
Tiruvannamalai District.
- 2 The Public Prosecutor,
High Court, Madras.

+lcc to Mr.S.B.Viswanathan, Advocate, S.R.No.60751

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SVI (CO)
PM/09/12/2021