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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.10.2021

CORAM:

The Hon'ble Mr.Justice Krishnan Ramasamy

Crl.O.P.No.10694 of 2017

and

Crl.M.P.Nos.7043 & 8880 of 2017

1.S.Rajagopal
2. Mrs.Vasuki Rajagopal ...Petitioners

Vs

1. State rep by
The Inspector of Police,
J-5, Sasthri Nagar Police Station,
Besant Nagar,
Chennai.

2. Suresh Kannan ...Respondents

Prayer : Petition filed under Section 482 of Code of Criminal Procedure to call for the records in Cr.No.1553 of 2017 on the file of the 1st respondent and quash the same.

For Petitioners : Mr.P.Venkatraman

For R1 : Mr.L.Baskaran, Govt. Advocat (Crl.Side)

For R2 : Mr.R.Ganesh Kumar

O R D E R

This Criminal Original Petition has been filed to quash the F.I.R. dated 16.05.2017, registered in Crime No.1553 of 2017, on the file of the first respondent.

2. The learned Government Advocate (Crl.Side) has submitted that the matter was investigated and referred as 'mistake of fact' and thereafter, protest petition was also filed on behalf of the second respondent/de facto complainant and the same is in the argument stage.



3. Recording the aforesaid submission, this Criminal Original Petition is dismissed as F.I.R. has been referred as 'mistake of fact'. Consequently, connected Miscellaneous Petitions are closed.

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Sd/-
Assistant Registrar(CS III)

/True Copy//

Sub Assistant Registrar

jd/sd

To

1. The Inspector of Police,
J-5, Sasthri Nagar Police Station,
Besant Nagar,
Chennai.
2. The Public Prosecutor,
High Court, Madras.

Crl.O.P.No.10694 of 2017
and
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NSK 29/11/2021