

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.02.2021

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Cr1.OP No.1190 of 2017
and
Cr1.M.P.No.854 of 2017

1.P.Elango
2.P.Bharath
3.S.Chandran

.. Petitioners/
Accused 4 to 6

vs.

1.The State rep.by
The Inspector of Police,
City Crime Branch,
Coimbatore.

..Respondent/Complainant

2.S.Kumar

.. Respondent/De facto
Complainant

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in Crime No.75 of 2016, on the file of 1st respondent and quash the same.

For Petitioners: Mr.P.Saravana Sowmiyan

For Respondents: Mr.C.Raghavan
Government Advocate
for R 1

Mr.B.Kumarasamy
for R 2

ORDER

This petition has been filed seeking to quash the FIR registered by the respondent Police which is pending investigation.

2. Heard the learned counsel for the petitioners and the learned Additional Public Prosecutor for respondent Police.

3. The contentions put forward by the learned counsel appearing on behalf of the petitioners 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 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 three months from the date of receipt of copy of the order. Consequently, connected miscellaneous petition is closed.

s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

KP
To

1. The Inspector of Police,
City Crime Branch,
Coimbatore.

2. The Public Prosecutor,
High Court of Madras,
Madras.

+1 CC to Mr. B. Kumarasamy & R. Babu, Advocate sr 5953.

+1 CC to Mr. W. Camyles Gandhi, Advocate sr 5804.

Cr1.O.P. No.1190 of 2017

UM(CO)
SP(23/02/2021)