



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.12.2021

CORAM:

THE HONOURABLE MR.JUSTICE K.MURALI SHANKAR

Crl.O.P.(MD)No.6283 of 2019

and

Crl.M.P.(MD)No.4155 of 2019

Hari Shankar

... Petitioner/ Sole Accused

vs.

1.The State represented by
The Inspector of Police,
K.Pudur Police Station,
Madurai City.

(Crime No.895 of 2018)

... 1st Respondent/ Complainant

2.Senthil Kumar

...2nd Respondent/

De-facto Complainant

PRAYER : Criminal Original Petition filed under Section 482 Cr.P.C, to call for the records relating to the FIR in Crime No.895 of 2018 on the file of the first respondent herein and quash the same.

For Petitioner : Mr.M.Rahul
for Mr.R.Gandhi

For Respondents : Mr.RMS.Sethuraman
Additional Public Prosecutor for R1
No appearance for R2

O R D E R

This criminal original petition has been filed seeking orders to call for the records relating to the FIR in Crime No.895 of 2018 on the file of the first respondent herein and quash the same.

2.When the matter is taken up for hearing today, the learned counsel for the petitioner would submit that the petitioner had died.

3.The learned Additional Public Prosecutor would submit that the case was taken on file in S.T.C.No.1520 of 2020 and after reporting that the petitioner was dead, the charge against the petitioner/accused was ordered to be abated and hence, nothing survives for further adjudication.



4. Recording the said submissions, this Criminal Original Petition is dismissed as infructuous. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2022

Sub Assistant Registrar (CS)

CSM

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1. The Inspector of Police,
K. Pudur Police Station,
Madurai City.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s. R. GANDHI, Advocate (SR-40107[F] dated 23/12/2021)

Crl.O.P. (MD) No. 6283 of 2019 and
Crl.M.P. (MD) No. 4155 of 2019
21.12.2021

_RD(4.01.2022) 2P 4C