



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 01.07.2021

CORAM :

THE HONOURABLE **Mr. JUSTICE G.ILANGOVAN**

Crl.O.P.(MD)No.8087 of 2021

and Crl.M.P(MD)No.4156 of 2021

1.Murugesan
2.Kanthasamy

... Petitioners/Accused Nos.7 & 8

Vs.

1.The State rep. by
The Inspector of Police,
District Crime Branch (DCB),
Madurai District
(Crime NO.28 of 2020) ... 1st Respondent/Complainant

2.S.Sivakumar ... 2nd Respondent/Defacto Complainant

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records relating to the First Information Report in Crime No.28 of 2020 on the file of the first respondent police and quash the same as illegal in so far as the petitioners are concerned.

For Petitioners : Mr.Gandhi
For R1 : Mr.R.M.Anbunithi,
Additional Public Prosecutor

ORDER

This petition has been filed to quash the First Information Report in Crime No.28 of 2020 on the file of the first respondent police in so far as the petitioners are concerned.

2.The brief facts which are necessary for disposal of this petition are as follows:

i) The second respondent herein gave a complaint to the first respondent containing the following allegations:

He is a partner of 'Muthuvel Auto Finance' a Company in Karur. There are 17 partners, the accused 3 and 4 are also among them. They approached the first accused for purchasing a property on 25.06.2013 itself. The first accused has sold the property under a registered sale deed. The first petitioner herein has created encumbrance over the property. The second petitioner herein signed as a witness in the document. On 10.06.2014, by impersonating the Manager, the first accused cancelled the sale deed. On the basis of the complaint given by the second respondent herein a case in Crime No. 28 of 2020 for the offences under Sections 120(B), 468, 471, 419, 406, 420 IPC has been registered. The petitioners are arrayed as the accused 7 and 8.



To

1.The Inspector of Police,
District Crime Branch (DCB),
Madurai District

2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.R.GANDHI, Advocate (SR-21010[F] dated 02/07/2021)

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