



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 11.03.2022

CORAM:

THE HON'BLE MR.JUSTICE G.K.ILANTHIRAIYAN

CrI.O.P. (MD)No.645 of 2022

&

CrI.M.P. (MD)No.473 of 2022

WEB COPY

V.Anto Vinoth

...Petitioner/
Accused Rank No.5

Vs.

State represented by
The Sub Inspector of Police,
Valliyoor Police Station,
Tirunelveli District.
(Crime No.150 of 2020)

... Respondent/
Complainant

Prayer: This Criminal Original Petition filed under Section 482 Cr.P.C.to call for the records relating to the FIR in Crime No.150 of 2020 dated 24.04.2020 on the file of the respondent police and to quash the same as against the petitioner concerned.

For Petitioner : Mr.K.Sudalaiyandi

For Respondent : Mr.B.Thanga Aravindh
Government Advocate (Criminal Side)

ORDER

This Criminal Original Petition has been filed to quash the First Information Report in Crime No. 150 of 2020 on the file of the 1st Respondent.

2.Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondent.

3.The petitioner and 13 others gathered near the playground in violation of the lock down restrictions on 24.04.2020. Hence, Crime No.150 of 2020 was registered on the file of respondent police station for the offences under Sections 143, 188 and 269 of I.P.C.

4.I will not fault the respondent for having registered the impugned First Information Report. But no adverse consequence ensued. It is seen that the Government has taken a policy decision not to pursue the cases registered in the wake of breach of lock down restrictions. In these circumstances, continuance of the impugned prosecution is not warranted.



5. Therefore, the impugned First Information Report is quashed. This criminal original petition is allowed. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (AE)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

PNM

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 Sub Inspector of Police,
Valliyoor Police Station,
Tirunelveli District.
(Crime No.150 of 2020)
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.K.SUDALAIYANDI, Advocate (SR-11694[F] dated 11/03/2022)

Crl.O.P. (MD) No. 645 of 2022
& Crl.M.P. (MD) No. 473 of 2022
11.03.2022

RK(25/03/2022) 2P 4C