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Crl.O.P(MD)Nos.1661 and 1527 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 01.02.2022

CORAM :

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl.O.P(MD)Nos.1661 and 1527 of 2022

and

Crl.M.P.(MD)Nos.1202, 1204, 1106 and 1108 of 2022

1.K.R.Badurus Zaman ... Petitioner/Accused No.4
in Crl.O.P.(MD)No.1661 of 2022

2.Moorthy @ Krishnamoorthy ... Petitioner/Accused No.2
in Crl.O.P.(MD)No.1527 of 2022

Vs.

1.The Inspector of Police,
Natham Police Station,
Dindigul District. ...1st Respondent/Complainant

2.S.Pitchaimuthu,
Sub-Inspector of Police,
Natham Police Station,
Dindigul District. ...2nd Respondent/Defacto
Complainant in both petitions

Common Prayer: TheCriminal Original Petitions are filed under Section 482 of Cr.P.C., to call for the records relating to the charge sheet in S.T.C.No.81 of 2020 on the file of the learned Judicial Magistrate, Natham and quash the same against the petitioners/A2 and A4 are concerned.

For Petitioner (in Crl.O.P.(MD)No.1661 of 2022)
: Mr.P.Venkata Subramanian

For Petitioner (in Crl.O.P.(MD)No.1527 of 2022)
: Mr.B.Vinothkumar

For R1 (in both petitions)
: Mr.B.Thanga Aravindh
Govt. Advocate (Crl. Side)



COMMON ORDER

The petitioners herein are figuring as accused in S.T.C.No.81 of 2020 on the file of the learned Judicial Magistrate Court, Natham.

2.The case of the prosecution is that the accused had assembled in a public place on 22.01.2017 at around 08.00 a.m. and there arose a dispute between the persons who organised the Jallikattu and the accused who were opposed the organizing of the event.

3.A careful reading of the statements recorded under Section 161 of Cr.P.C would indicate that no adverse consequence really ensued. The accused did not indulge in any act of violence. There appears to have been a factional rivalry in the village, but fortunately, it did not spill over into any act of violence. It is not the case that deserves a prosecution. Therefore, in the interest of justice, the impugned proceedings are quashed and the Criminal Original Petitions are allowed. The benefit of this order will enure in favour of the non-petitioning accused also. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (AS)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

sjj

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 Judicial Magistrate,
Natham,
Dindigul District.

2.The Inspector of Police,
Natham Police Station,
Dindigul District.



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

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CrI.O.P(MD)Nos.1661 and 1527 of 2022

and

CrI.M.P. (MD)Nos.1202, 1204,

1106 and 1108 of 2022

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