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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Reserved on : 04.02.2022

Pronounced on : 25.04.2022

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl.O.P. (MD)No.2476 of 2022

and

Crl MP (MD)No.1829 of 2022

C.Esakkiraja ... Petitioner/Sole Accused

Vs.

1.The Inspector of Police,
All Women Police Station,
Tenkasi, Tenkasi District.
(Crime No.23 of 2020)

...1st Respondent/Complainant

2.XXXXXX

...2nd Respondent/Defacto Complainant

3.XXXXXX

...Third respondent /victim

Prayer : Criminal Original Petition filed under Section 482 Cr.P.C, to call for the records in Special C.C No.118 of 2021 on the file of the Special Court for the Exclusive Trial of Pocso Act Cases, Tirunelveli and quash the same.

For Petitioner : Mr.R.J.Karthick
For Respondents : Mr.M.Sakthikumar,
Government Advocate (crl.side)

ORDER

This criminal original petition has been filed to quash the impugned proceedings. The accused and the victim have got married to each other. A child has also been born. I had an interaction with the victim. She made it clear that she would not support the prosecution. In these circumstances, continuation of the impugned prosecution will ruin the lives of both and only result in waste of time and money. The chance of conviction is zero. The impugned



prosecution is quashed. This criminal original petition stands allowed. No costs. Connected miscellaneous petition is closed.

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// True Copy //

Sd/-

Assistant Registrar (Protocol)

/ /2022

Sub Assistant Registrar(CS)

skm

To

- 1.The Judge,
The Special Court for the Exclusive Trial of Pocso Act Cases,
Tirunelveli.
- 2.The Inspector of Police,
All Women Police Station, Tenkasi.

Copy to : The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

Crl.O.P. (MD)No.2476 of 2022
25.04.2022

BK (CO)

GC(03.06.2022) 2P 4C