



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 07.02.2022

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.(MD) .No.2469 of 2022

and

Crl.M.P(MD)No.1822 of 2022

Arunthathi

...Petitioner/ Accused No.27

Vs.

1. The Inspector of Police,
Guzhilamparai Police Station,
Dindigul.

... 1st Respondent/ Complainant

2. N.Pon Gunasekaran,
Sub Inspector of Police,
Guzilamparai Police Station,
Dindigul District.

...2nd Respondent/ Defacto Complainant

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to call for the records pertaining to the First Information Report in Crime No.74 of 2017 dated 25.04.2017 on the file of the first respondent and quash the same as illegal as against the petitioner/A27

For Petitioner : Mr.T.Lajapathiroy

For Respondents: Mr.R.M.Anbunithi

Additional Public Prosecutor

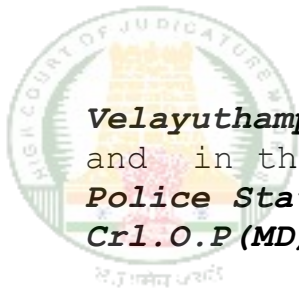
ORDER

This Criminal Original Petition has been filed to quash the proceedings in Crime No.74 of 2017 on the file of the respondent police.

2. The case of the prosecution is that on 25.04.2017 the defacto complainant/second respondent initiate *suo motu* complaint before the first respondent alleging that all the accused persons demonstrate and agitated against the welfare of the farmers by opposing farmer's law hence the present First Information Report came to be registered.

3.The learned counsel appearing for the petitioner would submit that the facts of the case are exactly similar to the case covered in the decision reported in **2018 2 LW (Crl) 606**

[Jeevanandham and others vs. The Inspector of Police



Velayuthampalayam Police Station, Karur District] dated 20.09.2018 and in the case of **Sri Raja vs Inspector of Police, Sivakasi Town Police Station Virudhunagar District and other** in batch of cases in **Crl.O.P(MD) No.7922 of 2019 dated 30.08.2019**

4. The learned Additional Public Prosecutor appearing for the respondent would submit that the facts of the case are similar to the facts covered under the Judgment referred above.

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

6. Perused the materials on record

7. It is also seen that the petitioner is minor aged about 17 years at the time of occurrence. Further the facts of this case is similar to the facts covered by the Judgment of this Court reported in **2018 2 LW (Cr1) 606 [Jeevanandham and others vs. The Inspector of Police Velayuthampalayam Police Station, Karur District] dated 20.09.2018** and in case of **Sri Raja vs Inspector of Police, Sivakasi Town Police Station Virudhunagar District and other** in batch of cases in **Crl.O.P(MD) No.7922 of 2019 dated 30.08.2019**. Accordingly, the proceedings in Crime No.74 of 2017 on the file of the first respondent police is hereby quashed insofar as the petitioner alone and the Criminal Original Petition is allowed. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar

// True Copy //

/ /2022

Sub Assistant Registrar

To

1. The Inspector of Police,
Guzhilamparai Police Station, Dindigul.

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

+1 CC to M/s.T.LAJAPATHI ROY, Advocate (SR-4664[F] dated 08/02/2022)

Crl.O.P. (MD) .No.2469 of 2022
07.02.2022

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<https://hcservices.ecourts.gov.in/hcservices/>