



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.02.2022

CORAM:

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THE HONOURABLE MR. JUSTICE **G.K. ILANTHIRAIYAN**

Crl.O.P.(MD) No.3509 of 2022

and Crl.M.P(MD) No.2587 of 2022

1. K.Mathanprabhu
 2. B.Savariyar Raja
 3. J.Maria Vasanth Jossph
 4. V.Arul Mugilan
 5. J.Justin Kennedy
 6. F.Simo Sebasthiyar
- ...Petitioners/Accused Nos 1,2,3,4,6 & 7

Vs.

The Sub-Inspector of Police
Kannivadi Police Station
Kannivadi
Dindigul District

...Respondent/Complainant

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to call for records in pursuant to the proceedings of the First Information Report in crime No.03 of 2021 on the file of the respondent dated 01.01.2021 and quash the same as devoid of merits.

For Petitioners : M/s.Selvakumar S
For Respondent : Mr.R.M.Anbunithi
Additional Public Prosecutor

ORDER

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

2. The petitioner along with other accused used crackers in the prayer in violation of the lock down restrictions on 01.01.2021. Hence, Crime No.03 of 2021 was registered on the file of respondent police for the offences under Sections 269, 285 of IPC and Section 3 of Epidemic Disease Act.

3. 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.

<https://hcservices.courts.gov.in/> 4. Therefore, the impugned First Information Report is quashed.



This criminal original petition is allowed. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CRL)

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/ /2022

Sub Assistant Registrar(CS)

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To

1. The Sub-Inspector of Police
Kannivadi Police Station
Kannivadi
Dindigul District
2. The Additional Public Prosecutor
Madurai Bench of Madras High Court
Madurai.

+1 CC to M/s.S.SELVAKUMAR, Advocate (SR-7560[F] dated 21/02/2022)

Cr1.O.P.(MD) No.3509 of 2022
21.02.2022

SB(CO)

KB(10.03.2022) 2P 4C