



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.02.2022

CORAM

THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P. (MD)No.3077 of 2022 and

CRL.M.P. (MD)No.2303 of 2022

WEB COPY

Anto Vimal

... Petitioner/Accused

Vs.

1. The State rep. By,
The Sub Inspector of Police,
Anjugramam Police Station
Kanyakumari District

... 1st Respondent/Complainant

2. Jesi Menaka JL.,
The Inspector of Police,
Anjugramam Police Station
Kanyakumari District

... 2nd Respondent/
Defacto Complainant

Prayer: Criminal Original petition is filed under Section 482 of Cr.P.C, to call for the records pertaining to the impugned CIR in Crime No.150 of 2021 on the file of the first respondent and quash the same in so far as the petitioner is concerned.

For Petitioner	: Mr.P.R.Prithiviraj
For Respondent	: Mr.R.M.Anbunithi
No.1	Additional Public Prosecutor.

O R D E R

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

2. The petitioner roamed in his two wheeler in violation of the lock down restrictions. Hence, Crime No.150 of 2021 was registered on the file of Anjugramam police station for the offences under Sections 269 and 270 of I.P.C. and Section 3 of the Epidemic Diseases Act, 1897.

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.



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

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Sd/-

Assistant Registrar (P&A)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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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,
Anjugramam Police Station
Kanyakumari District
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

Crl.O.P.(MD)No.3077 of 2022
14.02.2022

SK(CO)

GC(28.02.2022) 2P 3C