



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 25.03.2022

CORAM:

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

Crl.O.P.(MD) No.5526 of 2022

and

Crl.M.P(MD) No.3927 of 2022

Fathima Babu

(Wrongly mentioned as Fathima Babu
instead of Fathima in FIR)

...Petitioner/Accused No.I

Vs.

1. The State represented by
The Inspector of Police,
Thoothukudi South Police Station,
Thoothukudi District.
(Crime No.657 of 2016)

...Respondent Mo 1/Complainant

2. Suresh
Additional Head Quarters Tahsildhar
Election Flying Squad
Thoothukudi Assembly Constituency
Thoothukudi District

...2nd Respondent/
Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C.
praying to call for the entire records pertaining to the impugned
First Information Report in Crime No.657 of 2016 on the file of
respondent No.1 Police Station and quash as against the petitioner
concerned.

For Petitioner : Mr.Henri Tiphagne
For Respondents : Mr.R.M.Anbunithi
No.1 Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed to quash the
proceedings in Crime No.657 of 2016 on the file of the respondent
police.

2.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

3. 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.

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

5. Perused the materials on record.

6. 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 Cr1.O.P(MD) No.7922 of 2019 dated 30.08.2019**. Accordingly, the proceedings in Crime No.71 of 2017 on the file of the 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 (CS-III)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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To

1. The Inspector of Police,
Thoothukudi South Police Station,
Thoothukudi District.
2. The Additional Public Prosecutor
Madurai Bench of Madras High Court
Madurai.

+1 CC to M/s.R.KARUNANIDHI, Advocate (SR-14968[F] dated 28/03/2022)

Cr1.O.P.(MD) No.5526 of 2022
and
Cr1.M.P(MD) No.3927 of 2022
25.03.2022

SP(CO)

https://hccs1.ecourts.gov.in/cases/2P_4C