



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.04.2022

CORAM:

THE HON'BLE MR.JUSTICE G.K.ILANTHIRAIYAN

CRL OP(MD) . No.6547 of 2022

WEB COPY

M.Ramkumar

... Petitioner/Sole Accused

Vs

State through the
Inspector of Police,
Srivilliputhur Town Police Station,
in Crime No.254 of 2020,
Virudhunagar District.

... Respondent/Complainant

PRAYER :- This Criminal Original Petition filed under Section 482 Cr.P.C.to call for the records in Crime No.411 of 2020 on the file of the respondent police and to quash the same.

For Petitioners : Mr.R.Rajamohan

For Respondent : Mr.R.M.Anbunithi,

R1

Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed to quash the FIR in Crime No.411 of 2020 on the file of the respondent police

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

3.The petitioner was roaming in a two wheeler, without any valid reason on 26.04.2020, in violation of the lock down restrictions. Hence, a case in Crime No.411 of 2020 was registered on the file of respondent police station for the offences under Sections 188, 269 I.P.C.

4.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.



5. Therefore, the impugned First Information Report is quashed.
This criminal original petition is allowed.

Sd/-

Assistant Registrar (CO)

// True Copy //

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/ /2022

Sub Assistant Registrar(CS)

PNM

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 Inspector of Police,
Srivilliputhur Town Police Station,
Virudhunagar District.

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

+1 CC to M/s.R. RAJAMOHAN, Advocate (SR-17296[F] dated 07/04/2022)

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Date : 07/04/2022

SJ(CO)

KB(22.04.2022) 2P 4C