



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 15.03.2022

CORAM:

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

Crl.O.P(MD) .No.6250 of 2020

and

Crl.M.P(MD) .No.3258 of 2020

1.Murugesan
2.Bama
3.Rajaboopathy
4.Sumathi

... Petitioners

Vs.

1. The Inspector of Police,
Nainar Kovil Police Station,
Ramanathapuram District.
(Crime No.89 of 2020)

2. Eshwaramoorthy

... Respondents

Prayer: Criminal Original Petition filed under section 482 of Criminal Procedure Code, to call for the First Information Report pertaining to the case in Crime No.89 of 2020 on the file of the 1st respondent police and quash the same

For Petitioners : Mr.S.Ramasamy, Advocate
For Respondent : Mr.B.Thanga Aravindh
No.1 Government Advocate(Crl.Side)

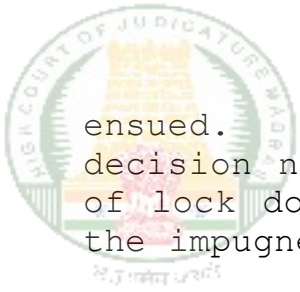
For R2 : No Appearance

O R D E R

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

2. The petitioners along with other accused persons joined together and protested for non releasing of drinking water in violation of the lock down restrictions on 06.04.2020. Hence, Crime No.89 of 2020 was registered on the file of respondent police for the offences under Sections 188,269 of IPC and Section 3 of Epidemic Disease Act, 1897 and Section 51(b) Disaster Management Act 2005.

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

Sd/-

Assistant Registrar(CS III)

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/ /2022

Sub Assistant Registrar(CS)

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To;

1. The Inspector of Police,
Nainar Kovil Police Station,
Ramanathapuram District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Cr1.O.P(MD) .No.6250 of 2020
and
Cr1.M.P(MD) .No.3258 of 2020
16.03.2022

SP/28/03/2022/2P/3C