



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.04.2022

CORAM

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

Crl.O.P. (MD)No.7105 of 2022

WEB COPY  
Lakshmanan

... Petitioner

Vs.

1. The State rep. by,  
The Inspector of Police,  
Pettai Police Station,  
Tirunelveli City.  
(Crime No.548 of 2020)

2. Sundar,  
Special Sub-Inspector of Police,  
Pettai Police Station,  
Tirunelveli City.

... Respondents

**Prayer:** Criminal Original petition is filed under Section 482 of Cr.P.C, to call for the records pertaining to the First Information report in Crime No. 548 of 2020 on the file of the 1<sup>st</sup> respondent and quash the same as illegal.

|                |                                         |
|----------------|-----------------------------------------|
| For Petitioner | : Mr.K.Navaneetharaja                   |
| For Respondent | : Mr.R.M.Anbunithi                      |
| No.1 & 2       | Additional Public Prosecutor (Crl.Side) |

**O R D E R**

Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor (Crl.Side) appearing for the respondent.

2.The petitioner roamed around the street without any valid reason in violation of the lock down restrictions on 10.06.2020. Hence, Crime No.548 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

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.

Sd/-

Assistant Registrar (A.D II)

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// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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,  
Pettai Police Station,  
Tirunelveli City.
2. The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.

+1 CC to M/s.K.NAVANEETHARAJA, Advocate ( SR-19707[F] dated 20/04/2022 )

CrI.O.P. (MD)No.7105 of 2022  
19.04.2022

RS (27.04.2022) 2P-4C