



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :19.04.2022

CORAM:

WEB COPY

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

Crl.O.P. (MD) .No.7113 of 2022

and

Crl.M.P (MD) No.4879 of 2022

- 1.Muthamil Selvan
- 2.Gunasekaran
- 3.Sivasakthi
- 4.Senthilkumar
- 5.Parthipan
- 6.Rathinam
- 7.Manivel
- 8.Marimuthu
- 9.Thangarasu
- 10.Arichandran

...Petitioners/
Accused 1 to 10

Vs.

1. The State Rep. by
The Special Sub Inspector of Police,
Mayanur Police Station,
Karur District.
(Crime No.372 of 2017)

...1st Respondent/
Complainant

2. Parameshwaran
Special Sub Inspector of Police-1401,
Mayanur Police Station,
Karur District.

...2nd Respondent/
Defacto Complainant

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to call for the records pertaining to the Charge Sheet in STC.No. 32 of 2021 on the file of the District Munsif Cum Judicial Magistrate, Krishnarayapuram and quash the same in so far as the petitioners are concerned.

For Petitioners	: Mr.L.Prabakaran
For Respondent-1	: Mr.R.M.Anbunithi
	Additional Public Prosecutor



ORDER

This Criminal Original Petition has been filed to quash the proceedings in STC.No. 32 of 2021 on the file of the District Munsif Cum Judicial Magistrate, Krishnarayapuram.

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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 (Crl) 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 **Crl.O.P(MD) No.7922 of 2019 dated 30.08.2019**. Accordingly, the proceedings in STC.No. 32 of 2021 on the file of the District Munsif Cum Judicial Magistrate, Krishnarayapuram is hereby quashed insofar as the petitioners alone and the Criminal Original Petition is allowed. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (AS)

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/ /2022

Sub Assistant Registrar(CS)

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To

1.The District Munsif Cum Judicial Magistrate,
Krishnarayapuram,
Karur District.

2. The Special Sub Inspector of Police,
Mayanur Police Station,
Karur District.

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

+1 CC to M/s.L. PRABAKARAN, Advocate (SR-19822[F] dated
20/04/2022)

CrI.O.P.(MD) .No.7113 of 2022
and

CrI.M.P (MD) No.4879 of 2022
19.04.2022

RK(28/04/2022) 3P 5C