



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.04.2022

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P. (MD) .No.8405 of 2022

Selvaraj

... Petitioner/Sole Accused

Vs.

1.State Represented by,
The Inspector of Police,
Vedasandur Police Station,
Dindigul .
(Crime No.512 of 2020)

... 1st Respondent/Complainant

2.Seenivasan.V
Head Constable,
Vedasandur Police Station
Dindigul

... 2nd Respondent/Defacto Complainant

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.512 of 2020 on the file of the 1st Respondent and quash the same as illegal.

For Petitioner	:	Mr.K.Navaneetharaja
For Respondents	:	Mr.R.M.Anbunithi Additional Public Prosecutor

ORDER

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

2.On 08.05.2020, the petitioner went to purchase grocery items and medicines by his bike bearing registration number TN 57 BW 2121, in violation of the lock down restrictions. Hence, Crime No.512/2020 was registered on the file of respondent police for the offence under Section 269 of IPC.

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)

// 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,
Vedasandur Police Station,
Dindigul .
2. The Head Constable,
Vedasandur Police Station
Dindigul.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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RS (26.05.2022) 2P-4C