



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.11568 of 2020

and

Crl.M.P(MD).No.5281 of 2020

WEB COPY

- 1.Jalaludeen
- 2.Abdul Fazeeth
- 3.Abdul Hareem
- 4.Shageet
- 5.Abdul Kadar
- 6.Kaja Mohaideen
- 7.Abdul kalam
- 8.Mydeen
- 9.Fareeth
- 10.Badusha
- 11.Badusha
- 12.Sheik Mohamed

... Petitioners/
Accused Nos.1 to 12

Vs.

1. The State Rep. by
The Inspector of Police,
Tenkasi Police Station,
Tirunelveli District.
(Crime No.314 of 2020)

...Respondent/Complainant

2. R.Muthu Krishnan

... Respondents/Defacto
Complainant

Prayer: Criminal Original Petition filed under section 482 of Criminal Procedure Code, to call for the records of the Impugned First Information Report in Crime No.314 of 2020 on the file of the respondent no.1 Police station and quash the same as illegal

For Petitioners : Mr.S.M.A.Jinnah

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 unlawfully assembled together for conducting agitation in violation of the lock down restrictions on 08.09.2020. Hence, Crime No.314 of 2020 was registered on the file of respondent police for the offences under Sections 143,283,270 and 150 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. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (AD-II)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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To

1. The Inspector of Police,
Tenkasi Police Station,
Tirunelveli District.
2. The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.

Crl.O.P(MD) No. 11568 of 2020
15.03.2022

RK(25/03/2022) 2P 3C