



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 31.01.2022

**CORAM**

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN**

**Crl.O.P. (MD)No.14499 of 2021**

**and**

**Crl.M.P. (MD) .Nos.7634 and 7635 of 2021**

WEB COPY

- 1.Seyadu
- 2.Kose Muhaitheen
- 3.Kamaal
- 4.Shajahan
- 5.Muhammad Vappa
- 6.Muhammad Ali
- 7.Sheik Meeran
- 8.F.T.Meera Sha
- 9.Olappi Meerasha
- 10.Aarip
- 11.Salman Faris
- 12.Beerappa
- 13.Ajish
- 14.Hamsha
- 15.Rasulsha
- 16.Left Shek
- 17.Abubakker
- 18.Alavuthin
- 19.Jintha
- 20.Serip
- 21.M.A.K.Muhaitheen Abdul Kathar
- 22.Nasar
- 23.Niyash
- 24.Kalwath
- 25.Nazeer Muhaitheen
- 26.Rashith
- 27.Ayubhan
- 28.Bakrutheen
- 29.Anwar Sathath
- 30.Salavuthin
- 31.Reema Baisan
- 32.Mahin Abubaker
- 33.M.P.H.Peer Muhammad
- 34.Roshan Sha
- 35.Abdul Kathar
- 36.Atham Muhaitheen
- 37.Prosekan
- 38.Shafi
- 39.Rasul

...Petitioners/Accused No.1 to 6-10,15,18-  
20,22,24,26-28,31,38,40,46,48,52-  
55, 57,59,62,65-69,71,75,77,88,89,92,96



Vs.

1.The State Represented by  
The Inspector of Police,  
Eruvadi Police Station,  
Tirunelveli District.  
(Crime No.173 of 2019)

...Respondent/ Complainant

2.S.Bharthipan

...Respondent/  
Defacto Complainant

**Prayer:** Criminal Original Petition is filed under Section 482 Cr.P.C., to call for the records of the impugned charge sheet in C.C.No.35 of 2020 on the file of the learned Judicial Magistrate, Nanguneri and quash the same as illegal against these petitioners.

|                 |   |                                                             |
|-----------------|---|-------------------------------------------------------------|
| For Petitioners | : | Mr.S.M.A.Jinnah                                             |
| For R1          | : | Mr.E.Antony Sahaya Prabahar<br>Additional Public Prosecutor |

**ORDER**

This Criminal Original Petition has been filed to quash the impugned proceedings.

2. According to the prosecution, the accused unlawfully assembled and raised slogans against the Police Department. It is true that they did not indulge in any act of violence. No adverse consequence ensued. However, the petitioners appear to have been very rude in their behaviour towards the Police. I wanted the petitioner to atone for their act.

3. The learned counsel for the petitioners states that the petitioners sincerely regret their behaviour and they have also written a letter to the Eruvadi Police. Continuation of the impugned prosecution is not warranted. The impugned proceedings stands quashed and the Criminal Original Petition is allowed. The benefit of the order will enure in favour of the non-petitioning accused also. Consequently, the connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar (CRL)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)



To

1. The Judicial Magistrate, Nanguneri

2. The Inspector of Police,  
Eruvadi Police Station,  
Tirunelveli District.

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

**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.

Crl.O.P. (MD) No.14499 of 2021  
31.01.2022

IMS (CO)  
KB(15.02.2022) 3P 4C