



Crl.O.P.(MD)No.20066of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 24.11.2022

CORAM:

THE HONOURABLE MR. JUSTICE **SATHI KUMAR SUKUMARA KURUP**

Crl.O.P.(MD)No.20066 of 2022
and Crl.M.P(MD) No.13847 of 2022

Krishnan

... Petitioner

Vs

1. The Inspector of Police,
Puliyangudi Police Station,
Tenkasi District

2. Bharath Lingam
S/o. Not known
The Sub Inspector of Police,
Puliyangudi Police Station,
Tenkasi District

... Respondents

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C. to call for the entire records relating to the impugned FIR in Crime No.451 of 2021 on the file of the first Respondent police and its consequential proceedings and to quash the same in so far as the Petitioner is concerned.

For Petitioner : Mr.S.Vidyasagar

For R-1 : Mr.R.Sivakumar
Government Advocate(Crl.Side)



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ORDER

This Criminal Original Petition had been filed to quash the First Information Report in Crime No.451 of 2021 on the file of the first Respondent police.

2. Heard the learned counsel appearing for the Petitioner and the learned Government Advocate(Crl.Side) appearing for the Respondent.

3. The Petitioner along with other accused persons gathered in a public place for conducting programme on event of Pulithevar Jeyanthi even after rejection order from the authorities in violation of the lock down restrictions on 08.09.2021. Hence, Crime No.451 of 2021 was registered on the file of Puliyangudi Police Station, Tenkasi District for the offences under Sections 143 and 270 of IPC.

4. This Court does 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.



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5. Therefore, the impugned First Information Report is quashed. This criminal original petition is allowed. Consequently, connected miscellaneous petition is closed.

24.11.2022

Internet:Yes/No
Index:Yes/No
Speaking/Non speaking order
aav

To

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



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SATHI KUMAR SUKUMARA KURUP, J.

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