



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.10.2023

CORAM

THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN

Crl.O.P.No.5101 of 2023
and Crl.M.P.No.3215 of 2023

Dhansing

... Petitioner

Vs.

1.The Inspector of Police,
Oomerabad Police Station,
Thirupathur District.
(Crime No.92 of 2020)

2.Kavitha

... Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to call for the records of the Crime No.92 of 2020 on the file of the 1st respondent police pending investigation and quash the same.

For Petitioners : Mr.B.Thiyagarajan

For Respondents : Mr.R.Muniyapparaj
Additional Public Prosecutor for R1



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ORDER

The Criminal Original Petition has been filed to quash the FIR in Crime No.92 of 2020, pending on the file of the 1st respondent.

2.When the matter was taken up for hearing, the learned Additional Public Prosecutor submitted that the investigation is completed and final report is likely to be filed soon. From the investigation, there are materials available to proceed with the prosecution. The reason stated to quash the First Information Report is not covered under the parameters of the Hon'ble Supreme Court judgment in *M/s.Neeharika Infrastructure Pvt. Ltd. vs. State of Maharashtra and others* reported in *AIR 2021 SCC 1918*; *AIR Online 2021 SC 192*.

3.In view of the above, the respondent police is directed to file the final report within a period of seventy five days from the date of receipt of a copy of this order.



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4. Accordingly, this Criminal Original Petition is disposed of. If aggrieved by the final report to be filed, liberty is given to the petitioner to challenge the final report in the manner known to law. Consequently, connected miscellaneous petition is closed.

18.10.2023

Index : Yes/No
Neutral Citation : Yes/No
ssr

To

1. The Inspector of Police,
Oomerabad Police Station,
Thirupathur District.
2. The Public Prosecutor,
High Court of Madras,
Chennai – 600 104.



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Dr.G.JAYACHANDRAN,J.

SSR

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