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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.10.2023

CORAM

THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN

Crl.O.P.No.8308 of 2023
and Crl.M.P.No.5258 of 2023

C.Vignesh

... Petitioner

Vs.

1.State Rep. by: The Inspector of Police,
Chettipalayam Police Station,
Coimbatore District.
Crime No.397 of 2022.

2.S.Saravanakumar

... Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to call for the records pertaining to FIR in Crime No.397 of 2022 pending investigation before the 1st respondent/Inspector of Police, Chettipalayam Police Station, Coimbatore District and to quash the same by allowing this Criminal Original Petition.

For Petitioners : Mr.R.Prabakar

For Respondents : Mr.R.Muniyapparaj

Additional Public Prosecutor for R1

Mr.B.Gopalakrishnan for R2



ORDER

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The Criminal Original Petition has been filed to quash the FIR in Crime No.397 of 2022, pending on the file of the respondent police.

2.From the records, it appears that when the matter came up for admission on 18.04.2023, this Court has ordered notice to the second respondent/defacto complainant and also directed the respondent police to continue with the investigation but defer the filing of the final report. From the perusal of the records, this Court finds that it is the complaint for offences under Sections 379 and 427 of IPC. Reading of the complaint attributes overt act against the petitioner and only after completion of investigation, whether he has been falsely implicated or not will come to light. Therefore, the Criminal Original Petition is disposed of with liberty to the petitioner to challenge the final report if necessary after filing the final report. Consequently, connected miscellaneous petition is closed.

18.10.2023

Index : Yes/No
Neutral Citation : Yes/No
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1. The Inspector of Police,
Chettipalayam Police Station,
Coimbatore 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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