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Crl.O.P.No.15545 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.07.2023

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Crl.O.P.No.15545 of 2023

S.Priya

... Petitioner

Vs.

The State Rep. By
The Inspector of Police,
E-2, Royapettiah Police Station,
Chennai-600 014.

... Respondent

Prayer: This Criminal Original Petition filed under Section 482 Cr.P.C., to call for records and set aside closure report made in C.S.R.No.46 of 2023 in respect of complaint dated 1.03.2023 and consequently direct the respondent to conduct further investigation in this case and proceed in accordance with law.

For Petitioner : Mr.S.S.Kumar

For R1 : Mr.A.Damodaran

Additional Public Prosecutor

ORDER

The closure report made in C.S.R.No.46 of 2023 has been put to challenge before this Court.



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N.ANAND VENKATESH,J.

mpa

2. In the considered view of this Court, even an FIR has not been registered in this case and the complaint has been closed at the stage of enquiry. If the petitioner is aggrieved by the same, the petitioner has to either file an application under section 156(3) of Cr.P.C before the concerned Magistrate Court or petitioner has to file a private complaint before the concerned Court under section 200 of Cr.P.C. When these remedies are available to the petitioner, there is no scope for this Court to go into the closure report in this petition. Except giving this clarity, no further order can be passed in this case.

3. This Criminal Original Petition is disposed of accordingly.

12.07.2023

Speaking Order/Non-speaking Order

Index :Yes/No

Internet:Yes/No

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To

1.The Inspector of Police,
E-2, Royapettiah Police Station,
Chennai-600 014.

2.The Public Prosecutor,
Madras High Court,
Chennai.

<https://www.mhc.tn.gov.in/judis>

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