



WEB COPY



Crl.O.P.No.19320 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.10.2023

CORAM

THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN

Crl.O.P.No.19320 of 2022

and

Crl.M.P.No.12720 of 2022

Munira Begum

... Petitioner

Vs.

1.State represented by
The Inspector of Police,
DCB Cuddalore Police Station,
Cuddalore.(Crime No.21 of 2020)

2.G.Vivek

... Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to call for the records on the file of the respondent in FIR No.21 of 2021 dated 20.10.2020 and quash the proceedings before the respondent the same against the petitioners herein and quash the same.

For Petitioner : Mr.P.Saranath

For Respondent : Mr.S.Udaya Kumar
No.1 Government Advocate (Crl.Side)

ORDER

To quash the case in FIR No.21 of 2021 pending investigation on the file of DCB Cuddalore Police Station alleging that the civil transaction been given a criminal colour, the criminal original petition is filed.



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Dr.G.JAYACHANDRAN,J.

sms

2. A perusal of the FIR, this Court finds that there is an element of criminality which requires investigation and the reason stated in the First Information Report does not fall under the parameter laid down by the Hon'ble Supreme Court in *M/s Neeharika Infrastructure Private Limited v. State of Maharashtra and others reported in [AIR 2021 SCC 1918]*.

4. In the light of the above, this Criminal Original Petition is dismissed. Consequently, connected Miscellaneous Petition is closed.

Index : Yes/No

18.10.2023

Neutral Citation : Yes/No

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To

1. The Inspector of Police,
DCB Cuddalore Police Station,
Cuddalore.

2. The Public Prosecutor,
High Court, Madras.

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and
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