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Crl.O.P.No.17393 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 21.04.2023

CORAM

THE HON'BLE Mr. JUSTICE **G.CHANDRASEKHARAN**

Crl.O.P.No.17393 of 2022
and Crl.M.P.No.10627 of 2022

Paul Wilson

...Petitioner

Vs.

1. State of Tamil Nadu,
represented by Inspector of Police,
AWPS Police Station, Tambaram,
Chengalpattu District.

2. Gracy

...Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure, calling for the records in FIR Crime No.18 of 2021 now pending investigation on the file of the first respondent and quash the same.

For Petitioner : Mr.Praveen Alexander

For Respondents

R1 : Mr.Leonard Arul Joseph Selvam
Government Advocate (Crl.Side)

ORDER



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This Criminal Original Petition has been filed calling for the records in FIR Crime No.18 of 2021 now pending investigation on the file of the first respondent and to quash the same.

2. The learned counsel for the petitioner submitted that the petitioner came into contact with the defacto complainant through Christian Matrimony. In fact, the defacto complainant had booked a room in Kuber Inn Metro, T.Nagar, Chennai, on 22.10.2020. Thereafter, she threatened the petitioner claiming ransom. The defacto complainant is aged one year more than the petitioner. The complaint allegations are totally false and there is a delay of one year in giving the complaint. Therefore, this petition.

3. In response, the learned Government Advocate (Crl.Side) appearing for the first respondent submitted that the investigation in this case is almost completed and final report has to be filed in due course.

4. Considered the rival submissions and perused the records.



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5. The FIR allegations show that the defacto complainant and the petitioner came into contact through Christian Matrimony in January, 2019. They exchanged their bio-data and started moving closely. They visited to restaurant, beach and cinema. The petitioner got money from the second respondent little by little. On 21.10.2020, the petitioner came in a two wheeler claiming that he bought a new bike and took her for ride. On that day the petitioner had sexual relationship with her, on the promise of marrying her, at the residence of the second respondent. He also received a sum of Rs.50,000/- from her for the purpose of two wheeler. Thereafter, when the second respondent contacted the petitioner over phone, he avoided her and stated that he cannot marry her and said that they will be friends. Then, he also blocked the contact of the second respondent. When the second respondent contacted his father, his father also said that his son had not committed any offence. In the said circumstances, the complaint has been filed.

6. The FIR allegations clearly make out a commission of cognizable



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offences by the petitioner. The learned counsel for the petitioner submitted that the second respondent only booked a room and invited the petitioner. This claim is a matter for investigation by the respondent Police. The petitioner may produce the documents in his custody to the respondent Police for the purpose of investigation. The respondent Police is directed to consider the claim of the petitioner and file appropriate final report at the earliest possible time, preferably within a period of three months from the date of receipt of a copy of this order.

7. Accordingly, this Criminal Original Petition is disposed of. Consequently, connected Miscellaneous petition is closed.

21.04.2023

mn

Index: Yes/No

Speaking Order: Yes/No



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To

1. The Inspector of Police,
AWPS Police Station, Tambaram,
Chengalpattu District.
2. The Public Prosecutor,
High Court of Madras.

G.CHANDRASEKHARAN.J.,



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