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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.10.2023

CORAM

THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN

CrI.O.P.No.20083 of 2023

Gopi

... Petitioners

Vs.

1.The State Rep. by its:
The Inspector of Police,
Peravallur Police Station,
Pulianthope, Chennai.

2.Saumiya D

... 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.101 of 2023 pending on the file of the 1st respondent and quash the same.

For Petitioner : Mr.E.Lalith Kumar

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

R1

Mr.Lakshmi Raja for R2



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ORDER

The Criminal Original Petition has been filed to quash the FIR in Crime No.101 of 2023, 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.

18.10.2023

Index : Yes/No

Neutral Citation : Yes/No

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To

1. The Inspector of Police,
Peravallur Police Station,
Pulianthope, Chennai.

2. The Public Prosecutor,
High Court of Madras,
Chennai – 600 104.



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Dr.G.JAYACHANDRAN,J.

SSR

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