



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.08.2023

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Crl.O.P.No.19426 of 2023
and Crl.O.P.No.13081 of 2023

K.Selvaraj

... Petitioner

Vs.

1.The Inspector of Police,
Komaralingam Police Station,
Tiruppur District.

2.Premalatha

...Respondents

PRAYER : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records and quash the proceedings in Crime No.78 of 2023 pending on the file of the respondent police.

For Petitioner : Mr.S.Nagarajan

For Respondent : Mr.A.Damodaran
Additional Public Prosecutor for R1



WEB COPY

ORDER

This petition has been filed to call for the records and quash the proceedings in Crime No.78 of 2023 pending on the file of the respondent police.

2. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor for the 1st respondent.

3.The learned Additional Public Prosecutor submitted that that there is a case and counter in Crime No.78 of 2023 and Crime No.79 of 2023.

4.The contentions put forward by the learned counsel appearing on behalf of the petitioner are purely factual in nature and this Court cannot venture into conducting a mini investigation into the matter and it therefore does not fall within the ambit of its jurisdiction under Section 482 of Cr.P.C. Any finding on facts will also have a bearing on the investigation conducted by the respondent Police.



5. In the facts and circumstances of the case, this Court is not inclined to interfere with the investigation conducted by the respondent Police at this stage.

6. In the result, this Criminal Original Petition is dismissed and the respondent Police is directed to proceed further with the investigation in accordance with law in Crime No.78 of 2023 and the counter case in Crime No.79 of 2023 and complete the investigation and file a final report or a closure report, as the case may be, within a period of three months from the date of receipt of a copy of this order. Consequently, connected miscellaneous petition is closed.

28.08.2023

Index : Yes/No
Internet : Yes/No
Speaking/Non-Speaking Order
ssr

To

1.The Inspector of Police,
Komaralingam Police Station,
Tiruppur District.

2.The Public Prosecutor,
High Court, Madras.



WEB COPY



N.ANAND VENKATESH, J

SSI

Crl.O.P.No.19426 of 2023
and Crl.O.P.No.13081 of 2023

28.08.2023