



WEB COPY



Criminal Original Petition No.18702 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.08.2023

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THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Criminal Original Petition No.18702 of 2023

and

CrI.M.P.No.12454 of 2023

Chinnadurai
S/o.Murugesan

...Petitioner

Vs

1.The State represented by
Inspector of Police,
Periyathatchur Police Station,
Villupuram District.
Crime No.43 of 2022

2.Jayamurthy
S/o.Balaraman

... Respondents

PRAYER : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, 1973, praying to call for the records relating to First Information Report in Crime No.43 of 2022 dated 23.02.2022 on the file of first respondent and quash the same.

For Petitioner : Mr.P.Pandiyaraj

For Respondents : Mr.A.Damodaran
Additional Public Prosecutor [R1]



ORDER

This Criminal Original Petition has been filed seeking to quash the First Information Report in Crime No.43 of 2022 on the file of first respondent.

2. Heard Mr.P.Pandiyaraj, learned counsel for petitioner and Mr.A.Damodaran, learned Additional Public Prosecutor appearing for State/first respondent.

3. The contentions put forward by learned counsel appearing on behalf of 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 Cr.P.C. Any finding on facts will also have a bearing on the investigation conducted by the respondent Police.

4. 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.



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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 and complete the investigation and file a final report or a closure report, as the case may be, within a period of six (6) weeks from the date of receipt of a copy of this order. Consequently, connected miscellaneous petition is closed.

29.08.2023

Index : Yes/No
Speaking order: Yes/No
Neutral citation: Yes/No
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To

1.The Inspector of Police,
Periyathatchur Police Station,
Villupuram District.
Crime No.43 of 2022

2.The Public Prosecutor,
High Court, Madras.



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N.ANAND VENKATESH, J

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