



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.08.2023

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.19059 of 2023
and Crl.MP.No.12747 of 2023

1.M/s.Arappor Iyakkam
Rep by its Convenor Jayaram
Venkatesan,M/Aged 42, No.7, Second Floor,
Sathya plaza, Dr.Thirumoorthy Nagar Main Road
Nungambakkam,
Chennai- 600 034.

Petitioner

vs.

1.Inspector of Police
Central Crime Branch-I,
Central Crime Branch,
Cyber Crime Cell,
Vepery, Chennai-600 007.

2.Sakthi Manikandan S

Respondent

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records of FIR in Crime No.349 of 2019 on the file of the Central Crime Branch-I, Chennai and Quash the same and grant such other or further reliefs as the Court may deem fit and proper in the circumstances of this case.



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2

For Petitioner : M/s N.S.Tanvi

For Respondent : Mr. A. Damodaran,

Additional Public Prosecutor-R1

ORDER

This petition has been filed to quash the FIR registered in Crime No.349 of 2019 pending on the file of the 1st respondent.

2. Heard M/s N.S.Tanvi, learned counsel for the petitioner and Mr. A. Damodaran, learned Additional Public Prosecutor for 1st respondent.

3. It is not necessary for this Court to go into the various grounds that have been raised in this petition on the merits of the case. The FIR has been registered for offence under Section 153, 505(1)(b), 505(2) of IPC dated 18.12.2019 and till date, no final report has been filed.

4. Under Section 468 (2) (c) of Cr.PC, the final report ought to have been filed within a period of three years from the



date of incident failing which there is a bar in taking cognizance of the final report. In this case, it is more than 3 ½ years since the FIR was registered and hence, even if a final report is filed, it cannot be taken cognizance in view of the bar under Section 468 (2)(c) of Cr.PC. On this ground alone, the FIR is liable to be quashed by this Court.

5. In the light of the above discussion, the FIR in crime No.349 of 2019 on the file of the Central Crime Branch-I, Chennai is hereby quashed. Consequently, the connected miscellaneous petition is closed.

22.08.2023

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



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4

To

1. Inspector of Police
Central Crime Branch-I,
Central Crime Branch,
Cyber Crime Cell,
Vepery, Chennai-600 007.

2. The Public Prosecutor,
High Court, Madras



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5

N. ANAND VENKATESH, J.
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