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Crl.O.P.No.23782 of 2019

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.06.2023

CORAM

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.23782 of 2019

and

Crl.M.P.Nos.12534 & 13142 of 2019

Mr.Nithin Varma

... Petitioner

Vs.

1.The State,
The Inspector of Police,
J-8, Neelangarai Police Station,
Chennai.

2.Mr.Channa Krishnan

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of the Criminal Procedure Code to call for the records pertaining to the charge sheet in C.C.No.209 of 2019 pending on the file of the learned Judicial Magistrate, Alandur, Chennai and quash the same.

For Petitioner : M/s.V.C.Vinoth Kumar

For Respondent : Mr.S.Balaji, Govt. Advocate (Crl.Side) [R.1]

: No appearance [R.2]



ORDER

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The petition is to quash the private complaint filed for the alleged offences under Sections 294(b), 353, 506(ii) and 427 of Indian Penal Code.

2. It is alleged in the final report that the petitioner had threatened the 2nd respondent police officer while he was on his duty and caused damage to his phone besides abusing him in filthy language.

3. The points raised by the petitioner for quashing the impugned final report are factual in nature and hence this Court is not inclined to entertain this quash petition. However, the petitioner is at liberty to raise all his points before the Trial Court.

4. With the above observations, the Criminal Original Petition is dismissed. Consequently, the connected Criminal Miscellaneous Petitions are closed.



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5. Since this case is pending from the year 2019 onwards, the learned Magistrate may conduct the trial as expeditiously as possible and preferably complete it within a period of 6 months from the date of receipt of a copy of this order.

6. The personal appearance of the petitioner before the Trial Court is dispensed with, unless the learned Magistrate deems his presence necessary for the progress of the Trial.

12.06.2023

Index : Yes/No
Internet : Yes/No
Neutral Citation : Yes/No
shr

To,

1. The Inspector of Police,
J-8, Neelangarai Police Station,
Chennai.
2. The learned Judicial Magistrate, Alandur, Chennai.



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SUNDER MOHAN. J,

shr

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