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CrI.O.P.No.25299 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.10.2023

CORAM

THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN

CrI.O.P.No.25299 of 2022

1.Poongavanam

2.Siva

...

Petitioners

/vs/

1.The Inspector of Police,
Thuraipakkam Police Station,
Chennai City.(Crime No.203 of 2022)

2.Ramadas

...

Respondents

PRAYER : The Criminal Original Petition has been filed under Section 482 of Cr.P.C. to call for the records in Crime No.203 of 2022 on the file of the 1st respondent and quash the same.

For Petitioners

...

Mr.K.Karupaiyamooppanar

For Respondents

...

Mr.S.Rajakumar

For R1

Additional Public Prosecutor

ORDER

To quash the case in Crime No.203 of 2022 on the file of the 1st respondent, the criminal original petition has been filed.



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2. Based on the complaint given by an employee who lost his middle finger in the accident during the course of his employment against the management for the offence under Section 337 IPC for not paying the promised compensation, this criminal original petition being filed. The petitioners were shown as accused persons of the said FIR, since there is prima facie material for investigate the case of wilful negligence on the part of the petitioners under whom the defacto complainant was engaged Skill Mechanical Engineering sustained injuries.

3. Since the matter requires whether the Industry was duly registered under the Employees' State Insurance and other Labour Welfare Statute, therefore, on the basis of the material filed in the quash petition, the criminal complaint cannot be quashed.

In the light of the above, the criminal original petition is dismissed.

Index : Yes/No
Internet : Yes/No
sms

18.10.2023



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- 1.The Inspector of Police,
Thuraipakkam Police Station,
Chennai City.(Crime No.203 of 2022)
- 2.The Public Prosecutor,
High Court, Madras.



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G.JAYACHANDRAN,J.

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