



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.09.2023

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.21654 of 2023
and Crl.MP.Nos.14956 and 14957 of 2023

Ravi (Adhavan)
S/o.Arumugam

.. Petitioner/Accused

.Vs.

State by
Inspector of Police
E4, Kalpakkam Police Station
Chengalpattu District.

FIR No.1060 of 2020

.. Respondent/Complainant

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records pertaining to the case in C.C.No.11 of 2023, on the file of the learned Judicial Magistrate Thirukazhukundram and quash the same.

For Petitioner : Mr.R.Swarnavel

For Respondent: Mr.A.Gopinath
Government Advocate (Crl.side)



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ORDER

This Criminal Original Petition has been filed seeking to quash the proceedings in C.C.No.11 of 2023, pending on the file of Judicial Magistrate Thirukazhukundram.

2.The case of the prosecution is that on 19.12.2020 at about 11.30 am., the accused persons had gathered by violating the Covid protocol and they wanted to hoist a political party flag. That apart, they also caused threat and intimidation. Based on the complaint, an FIR came to be registered in Crime No.1060 of 2020. On completion of investigation, the final report has been filed before the Court below as against 11 accused persons. Aggrieved by the same, the present quash petition has been filed before this Court.

3.Heard Mr.R.Swarnavel, learned counsel for the petitioner and Mr.A.Gopinath, learned Government Advocate (Crl.side) for the respondent.

4.Taking into consideration the facts and circumstances of the case and also of the fact that the incident had taken place during Corona period and no major incident had resulted in causing disturbance to the general public, this Court is inclined to interfere with the proceedings. This case can be brought within the scope of Section 95 of IPC.



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5. In the light of the above discussion, the proceedings in C.C.No.11 of 2023, pending on the file of Judicial Magistrate, Thirukazhukundram, is hereby quashed in its entirety and this criminal original petition stands allowed. Consequently, connected miscellaneous petitions are closed.

27.09.2023

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

To

1. Inspector of Police
E4, Kalpakkam Police Station
Chengalpattu District.

2. Judicial Magistrate
Thirukazhukundram.

3. The Public Prosecutor
High Court, Madras.



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4

N. ANAND VENKATESH, J.

KP

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