



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.11.2023

CORAM

THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN

Crl.O.P.No.23649 of 2023

and

Crl.M.P.Nos.16467 of 2023

Padmaselvan

... Petitioner

Vs.

1. The State rep by,
The Inspector of Police,
Anti Land Grabbing Cell -II, Team-23A,
Central Crime Branch -III,
Veppery,
Chennai – 600 007.

2. K.Parthasarathy
Respondents

...

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, pleaded to call for records pertaining to the C.C.No.5464 of 2023 on the file of the learned Metropolitan Magistrate, Special Court for Land Grabbing Cases, Allikulam, Chennai-03 and quash the same.

For Petitioner : Mr. M.Gnansekar

For R1 : Mr.S.Udhaya Kumar
Government Advocate (Crl. Side)



investigation, preliminary final report had been filed, since the prime accused Kala and others are still absconding.

3. It is the submission of learned counsel for the petitioner that, petitioner innocently accepted to be the power agent on inducement of Kala and he has no criminal intention to cheat any person.

4. However, the material collected by the Police, which was placed before the Court indicates that, by impersonation, Power of Attorney deed was registered in favour of the petitioner and this petitioner, pursuant to the conspiracy had attempted to sell the property. Hence, the quash petition cannot be entertained.

5. The learned counsel for the petitioner submitted that, alleged power of attorney deed was cancelled on 12.02.2019. Therefore, petitioner has proved his innocence. Further, petitioner is ready to turn to be an approval for prosecution.

6. In this regard, it is for the Investigation Officer to consider the said



request and the Court cannot make any observation.

7. In the light of the above discussions, this Court is of the view that, petition to quash cannot be entertained. Accordingly, this Criminal Original Petition is dismissed. Consequently, connected miscellaneous petition is closed.

08.11.2023

Index : Yes/No

Neutral Citation : Yes/No

Sma



To

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1. Metropolitan Magistrate, Special Court for Land Grabbing Cases,
Allikulam
2. The Inspector of Police,
Anti Land Grabbing Cell -II, Team-23A,
Central Crime Branch -III,
Veppery,
Chennai – 600 007.
3. The Public Prosecutor,
Madras High Court.



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Dr.G.JAYACHANDRAN,J.

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