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Crl.O.P.No.30082 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.10.2023

CORAM

THE HONOURABLE DR.JUSTICE G. JAYACHANDRAN

Crl.O.P.No.30082 of 2022
and Crl.M.P.No.18431 of 2022

1.K.Ganesan
2.R.Tamilselvan
3.M.Jayamurugan
4.G.Karthick

... Petitioners

Vs.

1.The Deputy Superintendent of Police,
Namakkal Sub-Division, Namakkal District.

2.State rep. by the Inspector of Police,
Namakkal Police Station,
Namakkal, Namakkal District.
Crime No.672 of 2019

... Respondents

Prayer: Criminal Original Petition is filed under Section 482 of the Criminal Procedure Code, calling for the records with respect of Crime No.672 of 2019 pending on the file of the first respondent and quash the same as far as the petitioner is concerned.

For Petitioner : M/s.R.Nalliyappan

For Respondents : Mr.R.Muniyapparaj,
Additional Public Prosecutor



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ORDER

The Criminal Original Petition has been filed to quash the FIR in Crime No.672 of 2019 , pending on the file of the 1st respondent.

2.When the matter was taken up for hearing, the learned Additional Public Prosecutor submitted that the investigation is completed and final report is likely to be filed soon. From the investigation, there are materials available to proceed with the prosecution. The reason stated to quash the First Information Report is not covered under the parameters of the Hon'ble Supreme Court judgment in *M/s.Neeharika Infrastructure Pvt. Ltd. vs. State of Maharashtra and others* reported in *AIR 2021 SCC 1918; AIR Online 2021 SC 192*.

3.In view of the above, the respondent police is directed to file the final report within a period of seventy five days from the date of receipt of a copy of this order.

4.Accordingly, this Criminal Original Petition is disposed of. If aggrieved by the final report to be filed, liberty is given to the petitioner to



challenge the final report in the manner known to law. Consequently,
connected miscellaneous petition is closed.

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Index : Yes / No
Speaking order / Non-speaking order
Neutral Citation : Yes / No
ssr

To

- 1.The Deputy Superintendent of Police,
Namakkal Sub-Division, Namakkal District.
- 2.State rep. by the Inspector of Police,
Namakkal Police Station,
Namakkal, Namakkal District.
- 3.The Public Prosecutor,
Madras High Court,
Chennai.



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G. JAYACHANDRAN, J.

SSR

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