



Crl.O.P.(MD)No.7050 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: **27.04.2023**

CORAM:

THE HONOURABLE MR.JUSTICE **G.ILANGO VAN**

Crl.O.P.(MD) No.7050 of 2023

R.Murugesan

... Petitioner

Vs.

1.The Inspector of Police,
Vadaku Police Station,
Pudukkottai District.
(Crime No.40 of 2017)

... 1st Respondent/Complainant

2.Karikarcholan,
Inspector of Police,
Vadaku Police Station,
Pudukkottai District.

... 2nd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records relating to the case in FIR in Crime No. 40/2017 on the file of the 1st respondent police and quash the same in so far as the petitioner is concerned.

For Petitioners : Mr.M.Suresh

For Respondents : Mr.R.Suresh Kumar
Government Advocate (Crl. Side)



ORDER

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This petition is filed seeking to quash the FIR in Crime No. 40/2017 on the file of the 1st respondent police.

2. 2.The contention of the petitioner is that based on the complaint lodged by the 2nd respondent, the 1st respondent registered the First Information Report in Crime No.40 of 2017 for the offences punishable under Sections 143 and 188 against the petitioner. The grievance of the petitioner is that though the case was registered in the year 2017, so far no final report has been filed before the concerned Court.

3.The learned Government Advocate (Crl. Side) submitted that so far final report has not been filed before the concerned Court.

4.Considering the nature of offence made out against the petitioner, this Court is of the view that since even after a lapse of 6 years, the final report has not been filed before the Concerned Court, it is barred by limitation under Section 468 of Cr.P.C . Therefore, this Court is inclined to allow this petition.



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5.This criminal original petition is allowed and the FIR in Crime No.40 of 2017 on the file of the respondent police is hereby quashed.

Index : Yes/No
Internet : Yes/No
TM

27.04.2023

To

- 1.The Inspector of Police,
Vadakku Police Station,
Pudukkottai District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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G.ILANGOVAN. J.

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