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CrI.O.P.(MD)No.12858 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **26.06.2023**

CORAM:

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

CrI.O.P.(MD) No.12081 of 2022
and
CrI.M.P.(MD) No.8151 of 2022

1. Logesh

2. Vadivu @ Shanmugavadivu,

...Petitioners/

Accused 2 & 3

Vs.

1.State : Represented by
The Inspector of Police,
Thuvankurichi Police Station,
Trichy District.

... 1st Respondent/
Complainant

2. Senthilkumar,

... 2nd Respondent/
Defacto Complainant

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records in Cr.No.100/2022 on the file of the 1st Respondent police and quash the same in respect of the Petitioners are concerned.

For Petitioner : Mr.T.A.Ebenezer

For Respondents : Mr.B.Nambiselvan,
Additional Public Prosecutor for R.1

* * * * *



ORDER

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This petition has been filed seeking to quash the impugned FIR in Crime No. 100 of 2022 on the file of the 1st respondent police.

2.The contention of the petitioners is that based on the complaint lodged by the 2nd respondent, the 1st respondent registered the First Information Report in Crime No.100 of 2022 for the offences punishable under Sections 294(b), 323, 324,506(ii) of IPC, against the petitioners. Seeking quashment of the same on various grounds this petition has been filed.

3.The learned Additional Public Prosecutor would submit that after completing the investigation, final report was presented before the concerned Court, as Mistake of Fact.

4.In view of the submission made by the learned Additional Public Prosecutor, the prayer sought for in this petition has become infructuous. Let the RCS notice be served upon the petitioners.



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5. Accordingly, this criminal original petition stands dismissed as infructuous. Consequently, connected miscellaneous petition is closed.

26.06.2023

NCC : Yes/No
Index : Yes/No
Internet : Yes/No
TM

To

1. The Inspector of Police,
Thuvrankurichi Police Station,
Trichy District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGOVAN. J.

TM

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and
Crl.M.P.(MD) No.8151 of 2022**

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