



Crl.O.P.(MD) No.15414 of 2022

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**DATED: 04.12.2023**

**CORAM:**

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

**Crl.O.P.(MD) No.15414 of 2022**  
**and Crl.M.P(MD) No.10121 of 2022**

1. Palanichamy

2. Sundar @ Sundaravel

3. Sundar @ Sundaravel

4. Vairakani

... Petitioners

**Vs**

1. The Inspector of Police,  
Malli Police Station,  
Virudhunagar District. Crime No.40 of 2022.

2. Thangavelu

... Respondents

**PRAYER:** Criminal Original Petition filed under Section 482 Cr.P.C. praying this Court to call for the records relating to the impugned FIR registered in Cr.No.40 of 2022, dated 13.5.2022 on the file of the 1<sup>st</sup> respondent, Quash the same against this petitioners.

For Petitioners : Mr. Muthumalai K

For Respondents : Mr.M.Sakthi Kumar  
Government Advocate (Crl.Side)



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## **ORDER**

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This Criminal Original Petition had been filed to quash the FIR in Cr.No.40 of 2022 on the file of the Respondent No.1 as against the petitioners.

2.The learned Government Advocate (Crl.Side) would submit that in this case the first respondent has conducted investigation and filed the final report before the Judicial Magistrate No.II, Srivilliputhur, by way of deleting three accused. The same was not numbered.

3.This Court called a report from the concerned Court as to the status of the notice that was ordered to the defacto complainant on 22.12.2022 with regard to the deletion of co-accused. As per the report received from the concerned Court, it is seen that the defacto complainant has not appeared to make his objection.

4.In view of the above development, nothing survives for further adjudication. This Criminal Original Petition stands dismissed as infructuous. Consequently, connected miscellaneous petition is closed. However, the trial



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Court is directed to number the final report, as per rules and the petitioners are at liberty to challenge the final report, in the manner known to law, if they are aggrieved.

**04.12.2023**

NCC:Yes/No  
Internet:Yes/No  
Index:Yes/No  
PNM  
To

- 1.The Judicial Magistrate No.II, Srivilliputhur
2. The Inspector of Police,  
Malli Police Station,  
Virudhunagar District. Crime No.40 of 2022.
3. The Additional Public Prosecutor,  
Madurai Bench of Madras High Court, Madurai.



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**G.ILANGO VAN, J.**

PNM

ORDER IN  
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**04.12.2023**