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Crl.O.P.(MD)No.14821 of 2023



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **14.08.2023**

CORAM:

THE HON'BLE MR.JUSTICE K.K.RAMAKRISHNAN

Crl.O.P.(MD) No.14821 of 2023
and Crl.M.P(MD).No.11718 of 2023

Muthaiyan

... Petitioner

Vs.

1.State Rep.by
The Inspector of Police,
Kabisthalam Police Station,
Thanjavur District.
Crime No.101 of 2022.

2.Jothi

..Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records in FIR connection with Crime No.101 of 2022 on the file of the first respondent Police and quash the same against the petitioner.

For Petitioner : Mr.K.M.Karunakaran

For R1 : Mr.E.Antony Sahaya Prabahar
Additional Public Prosecutor



ORDER

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This Criminal Original Petition has been filed seeking for quashment of FIR in Crime No.101 of 2022 registered against the petitioner by the first respondent Police.

2. The case of the prosecution is that on 14.02.2022, the petitioner and others were fencing in the property of the second respondent. When the second respondent questioned the same, the petitioner and others abused the defacto complainant and assaulted her with wooden log, due to which, the defacto complainant sustained injury. Hence, the complaint.

3. The learned Additional Public Prosecutor appearing for the official respondent submits that this is a case in counter and the investigation in this case is completed and the respondent Police are going to file a final report.

4. In these circumstances, this Court is not inclined to quash the FIR in Crime No.101 of 2022 on the file of the first respondent Police. However, the petitioner is granted liberty to challenge the final report, if he is so advised.



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5. Accordingly, this Criminal Original Petition is dismissed.

Consequently, connected miscellaneous petition is closed.

Index : Yes/No
Internet : Yes/No
ssb

14.08.2023

To

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



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K.K.RAMAKRISHNAN,J

ssb

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