



Crl.O.P.(MD)No.20479 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **29.09.2023**

CORAM

THE HON'BLE MR.JUSTICE M.NIRMAL KUMAR

Crl.O.P.(MD)No.20479 of 2021

and

Crl.M.P(MD).No.11663 of 2021

K.Mathavan

... Petitioner

Vs.

1.State Rep. by
The Inspector of Police,
Kamuthi Police Station,
Ramanathapuram District.

2.Jeyaprakasam

... Respondents

PRAYER : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to call for the records pertaining to the impugned FIR in Crime No.729 of 2021 on the file of the respondent police and quash the same as far as the petitioner is concerned.

For Petitioner
For R1

: Mr.S.Ramsundarvijayaraj
: Mr.Meenakshi Sundaram
Additional Public Prosecutor



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ORDER

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This petition has been filed to call for the records pertaining to the impugned FIR in Crime No.729 of 2021 on the file of the respondent police and quash the same as far as the petitioner is concerned.

2. When the matter is taken up for hearing, the learned Additional Public Prosecutor appearing for the respondent police submitted that the investigation in Crime No.729 of 2021 has been completed and the final report was filed before the learned Judicial Magistrate, Kamuthi and the same was taken on file in P.R.C.No.62 of 2022. He further submitted that some of the accused appeared before the said Court and some of the accused did not appear. Therefore, NBW issued against A21, A23, A24, A25 and A28. He further submitted that since some of the accused did not appear before the concerned Court and filing of this quash petition before this Court, committal process is pending without any progress for more than a year.

3. Since the final report has filed before the concerned Court, nothing survives for further adjudication and hence, this Criminal



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Original Petition stands dismissed as infructuous. The learned Judicial Magistrate, Kamuthi, is directed to complete the committal proceedings by taking coercive action. Consequently, the connected miscellaneous petition is closed.

29.09.2023

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

- 1.The learned Judicial Magistrate, Kamuthi,
- 2.The Inspector of Police,
Kamuthi Police Station,
Ramanathapuram District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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M.NIRMAL KUMAR, J

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