



Crl.O.P.(MD).No.20729 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.11.2023

CORAM

THE HON'BLE MR.JUSTICE G.ILANGO VAN

Crl.O.P.(MD).No.20729 of 2023
and Crl.M.P.(MD).No.16255 of 2023

Jalaludeen

... Petitioner

Vs.

The State rep by
The Inspector of Police,
Pudukkottai Town Police Station,
Pudukkottai, Tamil Nadu -622 001.

...Respondent

PRAYER : Criminal Original Petition filed under Section 482 of the Criminal Procedure Code, to call for the records in Crime No. 1034 of 2020 on the file of the Respondent police and quash the same as against the petitioner.

For Petitioner : Mr.A.Rajamohamed
For Respondent : Mr.R.M.Anbunithi
Addl.Public Prosecutor
(Crl.side)

ORDER

This petition has been filed seeking to quash the impugned FIR in Crime No.1034 of 2020 on the file of the 1st respondent police.



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2.The contention of the petitioner is that the 1st respondent registered the First Information Report *suo motu* in Crime No.1034 of 2020 for the offences punishable under Sections 143, 283, 269 and 270 of IPC r/w 51(b) of Disaster Management Act, against the petitioner. The grievance of the petitioner is that though the case was registered in the year 2020, 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 3 ½ 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.

5.This criminal original petition is allowed and the FIR in Crime No.1034 of 2020 on the file of the respondent police is hereby quashed.



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Consequently, connected miscellaneous petition is closed.

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

To

- 1.The State rep by
The Inspector of Police,
Pudukkottai Town Police Station,
Pudukkottai, Tamil Nadu -622 001.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGO VAN,J.

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