



WEB COPY

Crl.O.P.(MD)No.21185 of 2023



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **24.11.2023**

CORAM:

THE HONOURABLE MR.JUSTICE **K.K.RAMAKRISHNAN**

Crl.O.P.(MD)No.21185 of 2023

Anguraja

... Petitioner/Accused No1.

Vs.

1.The State rep. by
The Inspector of Police,
Bazar police Station,
Ramanathapuram District.

2.Dhanabalan

... Respondents/Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records pertaining to the case in Cr. No.29 of 2020, dated 13.02.2020, on the file of the 1st respondent i.e the Inspector of Police, Bazar Police station, Ramanathapuram District and quash the same.

For petitioner : Mr.B.Mahendrarajan

For Respondents : Mr.R.M.Anbunithi for R1
Government Advocate (Crl. Side)



ORDER

WEB COPY

This petition has been filed to quash the FIR in Cr. No.29 of 2020, dated 13.02.2020, on the file of the 1st respondent.

2.The contention of the petitioner is that based on the complaint lodged by the 2nd respondent, the 1st respondent registered the First Information Report in Crime No.29 of 2020 for the offences punishable under Sections 5 and 7(3) of Lotteries Regulation Act, 1998, 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 2 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.



Crl.O.P.(MD)No.21185 of 2023

WEB COPY

5.This criminal original petition is allowed and the FIR in Crime No.29 of 2020 on the file of the respondent police is hereby quashed.

24.11.2023

Index : Yes/No
Internet : Yes/No
TM

To

- 1.The Inspector of Police,
Bazar police Station,
Ramanathapuram District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



Crl.O.P.(MD)No.21185 of 2023

K.K.RAMAKRISHNAN. J.

TM

Crl.O.P.(MD)No.21185 of 2023

24.11.2023