



Crl.O.P.(MD).No.22412 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.12.2023

CORAM

THE HON'BLE MR.JUSTICE G.ILANGO VAN

Crl.O.P.(MD).No.22412 of 2023
and Crl.M.P.(MD).No.17515 of 2023

Arunkumar

... Petitioner

Vs.

1.The Inspector of Police,
Vadipatty Police Station,
Madurai District.
(Crime No.966 of 2020)

... Respondent/Complainant

2.C.Palani

... Respondent/Defacto Complainant

PRAYER : Criminal Original Petition filed under Section 482 of the Criminal Procedure Code, to call for the records pertaining to the Impugned FIR in Crime no.966 of 2020 U/s.294(b) dated 10.06.2020 on the file of the first respondent and Quash the same as illegal.

For Petitioner : Mr.D.Balamurugapandi

For Respondents : Mr.R.M.Anbunithi for R1
Additional Public Prosecutor



Crl.O.P.(MD).No.22412 of 2023

ORDER

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This petition has been filed seeking to quash the impugned FIR in Crime No.966 of 2020 on the file of the 1st respondent police.

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.966 of 2020 for the offences punishable under Sections 294(b) of IPC 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 Additional Public Prosecutor 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 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.22412 of 2023

5.This criminal original petition is allowed and the FIR in Crime

No.966 of 2020 on the file of the respondent police is hereby quashed.

Consequently, connected miscellaneous petition is closed.

13.12.2023

Index : Yes / No

Internet : Yes / No

TM

To

1.The Inspector of Police,
Vadipatty Police Station,
Madurai District.

2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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Crl.O.P.(MD).No.22412 of 2023

G.ILANGO VAN,J.

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Crl.O.P.(MD).No.22412 of 2023

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