



Criminal Original Petition No.2354 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.02.2024

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Criminal Original Petition No.2354 of 2024

and

CrI.M.P.No.1688 of 2024

P.Senguttuvan
S/o.Palamalai

... Petitioner

Vs.

1. The State rep. by
The Inspector of Police,
Puduchatram Police Station,
Puduchatram, Cuddalore District.
(Crime No.496 of 2022)

2. Shanmugam
S/o.Munusamy

... Respondents

Prayer: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure praying to call for the entire records concerned in Cr.No.496 of 2022 on the file of the Inspector of Police, Puduhatram Police Station, Puduchatram, Cuddalore District and quash the same insofar as the petitioner is concerned.

For Petitioner : Ms.R.Hemalatha

For Respondents : Mr.A.Damodaran
Additional Public Prosecutor[R1]



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ORDER

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This petition has been filed to call for the records in Crime No.496 of 2022 on the file of first respondent and quash the same.

2. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing for first respondent.

3. The contentions put forward by the learned counsel appearing on behalf of the petitioner are purely factual in nature and this Court cannot venture into conducting a mini investigation into the matter and it therefore does not fall within the ambit of its jurisdiction under Section 482 of Cr.P.C. This Court must also bear in mind the parameters laid down by the Apex Court in *Neeharika Infrastructure Pvt.Ltd.*, case reported in **2021 SCC Online SC 315**. Any finding on facts will also have a bearing on the investigation conducted by the respondent Police.

4. In the facts and circumstances of the case, this Court is not inclined to interfere with the investigation conducted by the respondent Police at this stage.



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In the result, this Criminal Original Petition is dismissed and the respondent Police is directed to proceed further with the investigation in accordance with law and complete the investigation and file a final report or a closure report, as the case may be, within a period of six (6) weeks from the date of receipt of a copy of this order. Consequently, connected miscellaneous petition is closed.

08.02.2024

Speaking Order/Non-speaking Order

Index :Yes/No

Neutral citation: Yes/No

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To

1. The Inspector of Police,
Puduchatram Police Station,
Puduchatram, Cuddalore District.

2. The Public Prosecutor,
High Court, Madras.



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N.ANAND VENKATESH, J.

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