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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.03.2024

CORAM

THE HONOURABLE MR.JUSTICE N. ANAND VENKATESH

Crl.O.P.Nos.3668 & 4730 of 2024
and Crl.M.P.No.2699 of 2024

Crl.O.P.No.3668 of 2024

1.Karthik @ Karthikeyan

2.Thenmozhi

... Petitioners

Vs.

1.State Rep. by: The Inspector of Police,
Thirupalaivanam Police Station,
Thiruvallur District.

2.Kannan

... Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure, to call for the records made in Crime No.545 of 2023 pending before the 1st respondent police and quash the same.

For Petitioner : Mr.M.Rajkumar Franklin

For Respondent : Mr.A.Damodaran
Additional Public Prosecutor for R1

Mr.K.Mahendran for R2



CrI.O.P.No.4730 of 2024

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1.N.Kannan

2.U.Ravi

... Petitioners

Vs.

1.The State: The Deputy Superintendent of Police
Ponneri,
Thiruvallur District.

2.The Inspector of Police,
Thirupalaivanam Police Station,
Thiruvallur District.
(Crime No.542 of 2023)

... Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure, to call for the records in Crime No.542 of 2023 pending before the the Inspector of Police, Thirupalaivanam Police Station, Thiruvallur District and quash the same.

For Petitioner : Mr.K.Mahendran

For Respondent : Mr.A.Damodaran
Additional Public Prosecutor

ORDER

This petition has been filed to call for the records of the proceedings in Crime Nos.542 & 545 of 2023 on the file of the the Inspector of Police, Thirupalaivanam Police Station, Thiruvallur District and quash the same.



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

3. The learned Additional Public Prosecutor submitted that there is a case and counter in Crime No.542 of 2023 and Crime No.545 of 2023.

4. 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. Any finding on facts will also have a bearing on the investigation conducted by the respondent Police.

5. 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.

6. In the result, this Criminal Original Petition is dismissed and the respondent Police is directed to proceed further with the investigation in



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N.ANAND VENKATESH,J.

ssr

accordance with law in Crime No.542 of 2023 and the counter case in Crime No.545 of 2023 and complete the investigation and file a final report or a closure report, as the case may be, within a period of three months from the date of receipt of a copy of this order. Consequently, connected miscellaneous petition is closed.

06.03.2024

Index: Yes/No
Internet: Yes/No
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To

- 1.The Deputy Superintendent of Police
Ponneri,
Thiruvallur District.
- 2.The Inspector of Police,
Thirupalaivanam Police Station,
Thiruvallur District.
- 3.The Public Prosecutor,
High Court of Madras,
Chennai.

Crl.O.P.Nos.3668 & 4730 of 2024
and Crl.M.P.No.2699 of 2024