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Criminal Original Petition No.2231 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.2231 of 2024

and

Crl.M.P.No.1611 of 2024

1.V.Selvaraj

S/o.C.Velusamy

2.S.Vishal,

S/o. Selvaraj

... Petitioners

Vs.

1. The State rep. by

The Inspector of Police L&O,

F4, Thousand Light Police Station,

Chennai – 600 006.

2. Stalin,

S/o.Cilamant

... Respondents

Prayer: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure praying to call for records and quash the crime No.133 of 2023 dated 25.06.2023 on the file of the first respondent in so far the petitioners are concerned.

For Petitioners : Mr.T.Thangamani

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. 133 of 2023 on the file of first respondent and quash the same.

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

3. The contentions put forward by the learned counsel appearing on behalf of the petitioners 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 four (4) 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 L&O,
F4, Thousand Light Police Station,
Chennai – 600 006.
- 2.The Public Prosecutor,
High Court, Madras.



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N.ANAND VENKATESH, J.

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