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CrI.O.P.No.2084 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : **02.02.2024**

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THE HON'BLE MR.JUSTICE **N.ANAND VENKATESH**

CrI.O.P.No.2084 of 2024

S.Mohideen @ Basha

... Petitioner

Vs.

State by Inspector of Police,
Anti Vice Squad-1 Police Station,
Chindathripet, Chennai.
(Cr.No.36/2023)

...Respondent

Prayer: Criminal Original Petition under Section 482 of the Criminal Procedure Code to call for the records in Cr.No.36/2023 on the file of the Inspector of Police, Anti Vice Squad 1 Police Station, Chindathripet, Chennai and quash the same.

For Petitioners : Mr.V.K.Sathiamurthy

For Respondent : Mr.A.Damodaran
Additional Public Prosecutor

ORDER

This petition has been filed to call for the records in Crime No.36 of 2023 on the file of the 1st respondent Police and quash the same.



Crl.O.P.No.2084 of 2024

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2. Heard the learned counsel for the petitioner and the learned Government Advocate (Criminal Side).

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.



Crl.O.P.No.2084 of 2024

5. 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 weeks from the date of receipt of a copy of this order.

02.02.2024

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Index : Yes/No

Speaking order: Yes/No

Neutral citation: Yes/No

To

1.The Inspector of Police,
Anti Vice Squad-1 Police Station,
Chindathripet, Chennai.

2.The Public Prosecutor,
High Court, Chennai.



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Crl.O.P.No.2084 of 2024

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Crl.O.P.No.2084 of 2024

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