



WEB COPY



Crl.O.P.No.3817 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.03.2024

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Crl.O.P.No.3817 of 2024

and

Crl.M.P.No.2813 of 2024

1.G.R.Gokul

2.G.R.Tamilmani

.. Petitioners

Vs.

1.State rep. by,
Inspector of Police,
Vellore North Police Station,
Vellore.
(Crime No.236 of 2019)

2.Dinesh

.. Respondents

Prayer: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure to call for the records relating to Crime No.236 of 2019 on the file of the 1st respondent Police and quash the same against the petitioners.

For petitioners : Mr.R.Murali

For R1 : Mr.A.Damodaran
Additional Public Prosecutor



ORDER

This quash petition has been filed to quash the FIR in Crime No.236 of 2019 pending on the file of the 1st respondent.

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

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.

5.In the result, this Criminal Original Petition is dismissed and the



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1st 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. Consequently, the connected miscellaneous petition is closed.

05.03.2024

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Index : Yes / No
Internet : Yes / No
Neutral Citation : Yes / No

To

1.State rep. by,
Inspector of Police,
Vellore North Police Station,
Vellore.

2.The Public Prosecutor,
Madras High Court,
Chennai.

N.ANAND VENKATESH, J.



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