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CrI.O.P.No.3598 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.02.2024

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

CrI.O.P.No.3598 of 2024

And

CrI.M.P.No.2645 of 2024

S.Rajendiran

... Petitioner

Vs.

1.State, represented by
The Sub Inspector of Police,
Cheyyar Police Station,
Tiruvannamalai.
(Crime No.371 of 2023)

2.Gopinathan

... Respondents

Prayer:

Petition filed under Section 482 of Cr.P.C., seeking to call for the records of the case in Crime No.371 of 2023 on the file of the first respondent Police and quash the same as against the petitioner.

For Petitioner : M/s.R.Thamarai Selvan
For Respondents : Mr.A.Damodaran for R1
Additional Public Prosecutor

O R D E R

This petition has been filed to call for the records in Crime No. 371 of 2023 on the file of the first respondent and quash the same.



CrI.O.P.No.3598 of 2024

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2. Heard the learned counsel for the petitioner, the learned Additional Public Prosecutor.

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.

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



CrI.O.P.No.3598 of 2024

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.

19.02.2024

pri

Index: Yes/ No

Speaking Order: Yes/ No

NCC: Yes/ No

To

1.The Sub Inspector of Police,
Cheyyar Police Station,
Tiruvannamalai.
(Crime No.371 of 2023)

2.The Public Prosecutor,
High Court of Madras,
Chennai 600 104.



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N.ANAND VENKATESH,J.
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