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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.03.2024

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THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.5343 of 2024
and Crl.M.P No.4294 of 2024

1. Deva @ Deva Arockiam
2. Micheal
3. Viji @ Vijayakumar

Petitioners

vs.

1. State rep. by
The Inspector of Police,
Mappedu Police Station,
Thiruvallur District

2. Prabhu

Respondents

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in Crime No.308 of 2022 on the file of the Inspector of Police, M6, Mappedu Police Station, Mappedu, Thiruvallur District.

For Petitioners : Mr.S.Anantha Narayanan
Senior Counsel

For Respondents : Mr.A.Damodaran
Additional Public Prosecutor



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ORDER

This petition has been filed to call for the records in Crime No.308 of 2022 on the file of the Inspector of Police, M6, Mappedu Police Station, Mappedu, Thiruvallur District and quash the same.

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.



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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 three months from the date of receipt of a copy of this order. Consequently, connected miscellaneous petition is closed.

12.03.2024

Index : Yes/No
Internet : Yes/No
Speaking Order/Non-Speaking Order
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To

1.State rep. by
The Inspector of Police,
Mappedu Police Station,
Thiruvallur District

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



N. ANAND VENKATESH,. J.
rka

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