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Crl.O.P.No.8045 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.04.2024

CORAM

THE HONOURABLE DR.JUSTICE **G.JAYACHANDRAN**

Crl.O.P.No.8045 of 2024

and

Crl.M.P.No.5861 of 2024

K.Prakash

... Petitioner

Vs.

1.State Represented by
The Sub Inspector of Police,
T-6, Peerankaranai Police Station,
Tambaram District.

2.Mrs.Stella Mary

... Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, pleaded to call for the records pertaining to Crime No.124 of 2023 on the file of the 1st respondent and quash the same as illegal, in competent and abuse of process by allowing the present Criminal Original Petition.

For Petitioner : Ms.S.Thankira

For R1 : Mr.S.Udaya Kumar
Government Advocate (Crl.Side)



Crl.O.P.No.8045 of 2024

ORDER

This Criminal Original Petition is filed to quash the F.I.R., in Crime No.124 of 2023 been registered for the offence under Sections 279 & 337 of IPC in view of the accident occurred in the construction site causing injury on 25.02.2023 to one Stanley Jebaraj.

2. The learned counsel appearing for the petitioner submitted that the petitioner is an Engineer, he has nothing to do with the alleged accident and therefore, case against him has to be quashed.

3. However, reading of the FIR indicates that the petitioner was present at that time and he was instructing the driver who has caused the accident. In any event, it is a matter for investigation and only on completion of investigation whether the involvement of the petitioner is there in the alleged negligence and accident will come to light.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police states that the investigation is completed and final report will be filed within 30 days.

5. Recording the above submission, this Criminal Original



CrI.O.P.No.8045 of 2024

Petition is disposed of with liberty to the petitioner herein to challenge the final report, if there is no prima facie material against him to charge.

Consequently, the connected Criminal Miscellaneous Petition is closed.

02.04.2024

Index : Yes/No

Neutral Citation : Yes/No

rpl

To

1.The Sub Inspector of Police,
T-6, Peerkankaranai Police Station,
Tambaram District.

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

Dr.G.JAYACHANDRAN,J.

rpl



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02.04.2024