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CrI.O.P.No.10901 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.06.2024

CORAM

THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN

CrI.O.P.No.10901 of 2024
& CrI.M.P.No.7443 of 2024

S.Poovarasi. ... Petitioner/A5

/versus/

1. State Rep. by,
Inspector of Police,
F1 Gummidipoondi Police Station,
Tiruvallur District – 601 201.
(Crime No.86 of 2024). ... 1st Respondent/Complainant

2. Manisundhar ... 2nd Respondent/Defacto complainant

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., to call for the entire records in Crime No.86 of 2024 on the file of Inspector of Police, F1 Gummidipoondi Police Station, Gummidipoondi, Thiruvallur District.

For Petitioner : Mr.B.Karthick

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

ORDER



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This Criminal Original Petition is filed to call for the entire records in Crime No.86 of 2024 on the file of Inspector of Police, F1 Gummidipoondi Police Station, Gummidipoondi, Thiruvallur District.

2. The petitioner herein is shown as A5 in a case registered by the respondent police in Crime No.86 of 2024. The victim is the sister of petitioner's father. Due to property dispute, there had been physical altercation which lead to registration of the complaint for the offences under Section 147, 148, 294(b), 323, 324 of I.P.C and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002.

3. The Learned Counsel appearing for the petitioner states that the petitioner is a Law Student, the present petition is filed to quash the F.I.R. However, the content of the F.I.R discloses *prima facie* overt act against this petitioner and therefore, it is not a fit case to quash the F.I.R as per the principle laid down by the Hon'ble Supreme Court in *M/s.Neeharika Infrastructure Pvt. Ltd -vs- State of Maharashtra and others*.

4. Accordingly, the Criminal Original Petition is dismissed.



CrI.O.P.No.10901 of 2024

Consequently, connected Miscellaneous Petition is closed.

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03.06.2024

Index : Yes/No.

Neutral Citation : Yes/No.

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Copy to

1. The Inspector of Police, F1 Gummidipoondi Police Station,
Tiruvallur District – 601 201.
- 2.The Public Prosecutor, High Court of Madras, Chennai.

Dr.G.JAYACHANDRAN,J.



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