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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.01.2024

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.22683 of 2023

Avi Gupta

.. Petitioner/Accused

VS.

1.State by
The Inspector of Police
CBCID OCU-II
Egmore, Chennai.

..Respondent

Crime No.3 of 2022.

2.Varadharaj
Station Manager
Southern Railway
Avadi Railway Station
Avadi.

..2nd Respondent/De facto Complainant

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records pertaining to the Crime No.3/2022, on the file of the respondent police and to quash the same.

For Petitioner : Mr.M.Simon

For Respondents : Mr.A.Gopinath
Government Advocate (Crl.Side) for R1

ORDER

This Criminal Original Petition has been filed seeking to quash the FIR in Crime

<https://www.hcj.madras.gov.in/> No.3/2022 on the file of the 1st respondent.



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2. Heard Mr.M.Simon, learned counsel for the petitioner and Mr.A.Gopinath, learned Government Advocate (Crl.side) for the 1st respondent.

3.The learned Government Advocate (Crl.Side) for the 1st respondent submitted that the investigation has been completed and final report will be filed within a weeks time.

4.Considering the facts and circumstances of the case and considering the fact that the investigation has already been completed by the CBCID, Egmore, the relief as sought for by the petitioner cannot be granted by this Court at this stage. There shall be a direction to the 1st respondent police to final the final report before the concerned jurisdictional Court, within a period of two weeks. If the final report is acted upon and the concerned Court takes cognizance and summons is issued to the petitioner and the petitioner is aggrieved by the same, it is left open to the petitioner to workout his remedy in the manner known to law.

5.This criminal original petition is disposed of in the above terms.

12.01.2024

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



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To

- 1.The Inspector of Police
CBCID OCU-II
Egmore, Chennai.
- 2.Varadharaj
Station Manager
Southern Railway
Avadi Railway Station
Avadi.
- 3.The Public Prosecutor,
High Court of Madras,
Madras.



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N. ANAND VENKATESH,, J.

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