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CrI.OP.No.20353 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.08.2024

CORAM

THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN

CrI.OP.No.20353 of 2024

and

CrI.MP.No.11767 of 2024

1.T.Murali

2.T.Kuttyammal

3.T.Suresh

... Petitioners

Vs.

1.The Assistant Commissioner of Police
Porur (SRMC Range)
Chennai

2. State Rep by
Inspector of Police
SRMC, All Women Police Station,
Mangadu, Chennai.

3. A.D.Shabi

... Respondents

Prayer: Criminal Original Petition is filed under Section 528 of BNSS Act, 2023 to call for the records relating to the Cr.No.20 of 2024 on the file of 2nd respondent police and quash the same as far as the petitioners are concerned.



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For Petitioner : Mr.S.Thiru Saravanan

For Respondents : Mr.S.Udayakumar
Government Advocate (Crl.Side)
for R1 & R2

ORDER

The petitioner herein is the estrange husband of the defacto complainant. Divorce petition been filed by the petitioner against the defacto complainant. In the said circumstances, the defacto complainant has lodged a complaint against the petitioner for offence 3(1)(zc) of SC/ST (Prevention of Atrocities Act), 1989 and 296 and 85 of BNSS Act. The same has been registered in Cr.No.20 of 2024 on 26.07.2024. The petitioner is before this Court to quash the FIR on the ground that the Special Act been abused by the defacto complainant who was found in compromising with her paramour.

2. The learned Government Advocate (Crl.Side) states that the complaint has been registered on 26.07.2024 been prima facie satisfied on the material given by the defacto complainant. The Investigating Officer will necessarily enquire the petitioner and act accordance with the document and evidence gathered in the course of investigation.



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3. Recording the said submission, this Criminal Original Petition is disposed of with direction to the respondent police to complete the investigation within a period of twelve weeks from today (22.08.2024). Consequently, the connected miscellaneous petition is closed.

22.08.2024

Vv

To

1. The Assistant Commissioner of Police
Porur (SRMC Range)
Chennai
2. The Inspector of Police
SRMC, All Women Police Station,
Mangadu, Chennai.
3. The Public Prosecutor,
High Court of Madras.



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Dr.G.JAYACHANDRAN,J.

Vv

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