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CrI.O.P.No.26177 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.10.2024

CORAM

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

CrI.O.P.No.26177 of 2024

Dilip Kumar

... Petitioner

Vs.

The Inspector of Police,
Deevattipatti Police Station,
Salem

... Respondent

Prayer: Criminal Original Petition is filed under Section 528 BNSS, pleaded to call for the records pertaining the FIR in Crime No.271 of 2024 on the file of the respondent police and quash the same against the petitioner concern.

For Petitioner : Mr.M.Balaji

For Respondent : Mr.K.M.D.Muhilan
Government Advocate (CrI.Side)

ORDER

The petitioner herein is a named accused in Crime No.271 of 2024. The complaint against this petitioner and others by one Lakshmi disclosed offence under Section 294(b) and 506(i) IPC.

2. The learned counsel appearing for the petitioner submits that



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as far as this petitioner is concerned, who is the 3rd accused, there is no overt act attributed by him in the complaint and therefore, the case has to be quashed.

3. Per contra, the learned Government Advocate (Crl.Side) appearing for the respondent police submits that it is a case and case in counter. A complaint by one Gunavathi, who is the 1st accused in Crime No.271 of 2024 been registered against Prabakaran, Lakshmi and another person for offence under Sections 294(b), 442, 324, 355, 427 & 506(i) IPC. Both the complaints arising out of the same transaction. He further submits that the investigation in the case and case in counter be conducted in terms of Police Standing Order 566 and appropriate final report will be filed.

4. Recording the above said submission, this Criminal Original Petition is disposed of with liberty to the petitioner herein to seek any remedy if required after filing of final report.

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Index: Yes/No

Internet : Yes/No

To

1.The Inspector of Police,



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Deevattipatti Police Station,
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2.The Public Prosecutor,
High Court of Madras,
Chennai.

Dr.G.JAYACHANDRAN,J.

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