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Crl.O.P.No.4639 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.02.2024

CORAM

THE HON'BLE MR.JUSTICE N.ANAND VENKATESH

Crl.O.P.No.4639 of 2024
and Crl.M.P.No.3386 of 2024

P.Kuppusamy

... Petitioner

Vs.

1.State by The Inspector of Police,
Inspector of Police,
Vellakovil Police Station,
Tirupur District.

2.Murugan

...Respondents

Prayer: Criminal Original Petition under Section 482 of the Criminal Procedure Code to call for the entire records pertaining to Cr.No.317 of 2022 pending before the respondent Police and quash the same insofar as the petitioner herein is concerned.

For Petitioner : Mr.N.Stalin

For RR1 : Mr.A.Gopinath
Government Advocate (Crl.Side)



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ORDER

This petition has been filed to call for the records in Crime No.317 of 2022 on the file of the 1st respondent Police and quash the same.

2. Heard the learned counsel for the petitioner and the learned Government Advocate (Criminal Side).

3.The contentions put forward by the learned counsel appearing on behalf of the petitioner are purely factual in nature and this Court cannot venture into conducting a mini investigation into the matter and it therefore does not fall within the ambit of its jurisdiction under Section 482 of Cr.P.C. This Court must also bear in mind the parameters laid down by the Apex Court in *Neeharika Infrastructure Pvt.Ltd.*, case reported in **2021 SCC Online SC 315**. Any finding on facts will also have a bearing on the investigation conducted by the respondent Police.

4. In the facts and circumstances of the case, this Court is not inclined to interfere with the investigation conducted by the respondent Police at this stage.



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5. In the result, this Criminal Original Petition is dismissed and the respondent Police is directed to proceed further with the investigation in accordance with law and complete the investigation and file a final report or a closure report, as the case may be, within a period of four weeks from the date of receipt of a copy of this order. Consequently, connected miscellaneous petition is closed.

29.02.2024

sk

Index : Yes/No

Speaking order: Yes/No

Neutral citation: Yes/No

To

1. Inspector of Police,
Vellakovil Police Station,
Tirupur District.

2. The Public Prosecutor,
High Court, Chennai.



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N.ANAND VENKATESH,J

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