



Crl.O.P.(MD) No.20862 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 28.02.2024

CORAM

THE HON'BLE MRS.JUSTICE R.HEMALATHA

Crl.O.P.(MD) No.20862 of 2021

and

Crl.M.P.(MD) Nos.11965 & 11967 of 2021

1.R.Tharikka Sri @ Tharafalaq

2.M.Rohit Ali

... Petitioners

Vs.

1.The State represented by its
Inspector of Police,
Uchipuli Police Station,
Ramanathapuram.
(Crime No.61 of 2021)

2.S.Thiruvassagam

... Respondents

Prayer: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, 1973, to call for the records pertaining to Crl.M.P.No.13 of 2021 on the file of the Judicial Magistrate Court No.II, Ramanathapuram and quash the same.

For Petitioners : Mr.D.S.Haroon Rasheed

For R1 : Mr.K.Sanjai Gandhi
Government Advocate (Crl. Side)



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ORDER

WEB COPY To quash the complaint filed under Sections 97 and 98 of Cr.P.C. on the file of the Judicial Magistrate Court No.II, Ramanathapuram, the present Criminal Original Petition is filed.

2. The second respondent (*de facto* complainant) is the father of the first petitioner. Since the first petitioner went missing on 15.02.2021 at about 09.00 p.m., the *de facto* complainant lodged a complaint with the first respondent police which came to be registered as F.I.R. in Crime No. 61 of 2021. The police after conducting investigation closed the F.I.R. as mistake of facts and filed a referred charge sheet before the concerned jurisdictional Magistrate after serving notice to the *de facto* complainant.

3. In the circumstances, nothing survives for further adjudication. Accordingly, this Criminal Original Petition is disposed of. Consequently, connected Miscellaneous Petition is closed.

28.02.2024

Index: Yes/ No
Neutral Citation: Yes / No
Speaking Order / Non-Speaking Order
JEN



Crl.O.P.(MD) No.20862 of 2021

To:

WEB COPY

- 1.The Judicial Magistrate Court No.II,
Ramanathapuram,
Ramanathapuram District.
- 2.The Inspector of Police,
Uchipuli Police Station,
Ramanathapuram.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



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R.HEMALATHA, J.

JEN

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