



WEB COPY



Crl.O.P.(MD)No.20534 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **21.03.2024**

CORAM:

THE HONOURABLE MR.JUSTICE **M.DHANDAPANI**

Crl.O.P.(MD) No.20534 of 2022

and

Crl.M.P.(MD).No.14258 of 2022

M.V.S.Rajendranath

... Petitioner

Vs.

1.State through
the Inspector of Police,
Mukkudal Police Station,
Crime No.63 of 2022

2.L.Velsamy

...Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records and quash the FIR pending against the petitioner/accused registered by the respondent police in Crime No. 63/2022.

For petitioner	: Mr.R.Sevugaraja
For R-1	: Mr.S.Manikandan, Government Advocate (Criminal Side)
For R-3	: Mr.N.Anandakumar

ORDER

This criminal original petition has been filed seeking to quash the

<https://www.mhc.tn.gov.in/judis>

first information report in Crime No.63/2022 registered under Sections



341, 294(b), 354(c) and 506(ii) IPC.

WEB COPY

2. The case of the prosecution is that it is alleged that when the women folk were taking bath, the petitioner has taken videograph of the same and when the de-facto complainant questioned the act of the petitioner, the de-facto complainant was threatened. Hence, the complaint.

3. The learned counsel appearing for the petitioner would submit that without going into the merits of the case, this Court may issue a direction to the first respondent police to complete the investigation within a stipulated period by providing an opportunity to the petitioner, in order to disprove the complaint preferred by the second respondent and prove his innocence.

4. The learned Government Advocate (Criminal Side) appearing for the respondent Police would submit that the investigation in this case will be completed within a period of four weeks.

5. Heard the learned counsel appearing for the second respondent.



CrI.O.P.(MD)No.20534 of 2022

6. In view of the fair submission made by the learned counsel appearing for the petitioner, this Court is inclined to dispose the present petition by giving necessary direction to the first respondent Police. Accordingly, the first respondent Police is directed to conduct the investigation and complete the same within a period of four weeks from the date of receipt of a copy of this order by providing necessary opportunity to both parties and after completing the investigation, if any cognizable offences are made out, the first respondent Police shall file a charge sheet in the manner known to law. Incase, if cognizable offences are not made out, the first respondent Police shall close the case as “mistake of fact”. The petitioner is at liberty to produce all documents, in order to prove that there is no criminality in the complaint preferred by the second respondent.

6. In the result, this criminal original petition is disposed of. Consequently, connected miscellaneous petition is closed.

21.03.2024

Index : Yes/No
Internet : Yes/No
RR



Cr1.O.P.(MD)No.20534 of 2022

To

- 1.The Inspector of Police,
Mukkoodal Police Station,
Tirunelveli District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



Crl.O.P.(MD)No.20534 of 2022

M.DHANDAPANI. J.

RR

Crl.O.P.(MD)No.20534 of 2022

21.03.2024