



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 12.09.2024

CORAM

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.23069 of 2022

Ranjith Kumar

... Petitioner

Vs.

1. The Deputy Superintendent of Police,
Vallioor Division,
Tirunelveli District
(Crime No. 74 of 2018)

2. Sudalimani

... Respondents

PRAYER :- This Petition is filed under Section 482 Cr.P.C, to call for the records pertaining to charge sheet in S.C.No. 117 of 2018 for offence U/s. 341 294(b) 506(2) of IPC and Sec. 3(1)(r) and Sec. 3(1)(s) of SC/ST (POA) Amendment on the file of the II Additional District Court (PCR) Court Tirunelveli (Crime No.74 of 2018) and quash the same.

For Petitioner : Mr.S.R.Anbarasu

For Respondents : Mrs.M.Aasha
Government Advocate (Crl.Side)for R1

: Mr.V.Angusamy for R2

**ORDER**

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This Petition is filed to quash the charge sheet in S.C.No. 117 of 2018 on the file of the II Additional District Court (PCR) Court Tirunelveli.

2. The learned counsel for the petitioner seeks to quash the case on compromise. A joint compromise memo was taken on file.

3. Today, the matter was posted only for verification, as to whether any compensation amount is paid and received by the defacto complainant. The learned the Government Advocate (Criminal side) would file a report that no such compensation was paid to the defacto complainant.

4. On a perusal of the F.I.R as well as the statement of the witnesses, it can be seen that the instant case, is in the nature of the election dispute and only for calling the caste names, the SC/ST Act is invoked. Therefore, on consideration of the overall facts and circumstances of the case, I am of the view that this is a fit case, where



this Court can invoke its inherent power under Section 482 of the Code of Criminal Procedure, as per the dictum of the Honourable Supreme Court of India in ***Gian Singh vs State of Punjab & Another*** reported in ***2012(10) SCC-303***, as essentially the dispute is private in nature between two candidates, who are contesting in the election.

5. In view thereof, this Criminal Original Petition stands allowed the case in in S.C.No. 117 of 2018 on the file of the II Additional District Court (PCR) Court Tirunelveli, shall stand quashed. The joint compromise memo shall form part and parcel of this order.

12.09.2024

Internet : Yes

Index : Yes/ No

NCC : Yes/No

LS

TO

1. The Deputy Superintendent of Police,
Vallioor Division, Tirunelveli District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.
3. The II Additional District Court (PCR) Court,
Tirunelveli.



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D.BHARATHA CHAKRAVARTHY,J

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ORDER
IN
CRL OP(MD) No.23069 of 2022

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