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CRL OP No. 5567 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27-02-2025

CORAM

THE HONOURABLE MR JUSTICE G.K. ILANTHIRAIYAN

CRL OP No. 5567 of 2025

AND

CRL MP No. 3616 OF 2025

Ayyappan

Petitioner

Vs

1. State Rep by its,
The Inspector of Police
Ulundurpet Police Station,
Villupuram District.

2.Chinnamani

Respondents

PRAYER :- Criminal Original Petition filed under Sec. 528 of B.N.S.S., praying to call for records relating to the case registered in Crime No. 110 of 2020 dated 04.03.2020 pending on the file of 1st respondent police and quash the F.I.R.

For Petitioner: Mr. D.Dayalan

For Respondents: Mr.K.M.D.Muhilan
Govt. Advocate (Crl. side) For R1



ORDER

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This Criminal Original Petition has been filed to quash the FIR registered in Crime No.110 of 2020 on the file of the first respondent police, for the offences under Sections 177, 465, 48 and 471 of IPC.

2. Heard the learned counsel appearing for the petitioner, the learned Government Advocate (Crl.Side) appearing for the first respondent and perused the materials available on record.

3. The case of the prosecution is that the defacto complainant, who is the Village Administrative Officer, lodged a complaint against the petitioner. It is alleged that based on the direction given by the Revenue Inspector, the petitioner had obtained a Hindu Adi Dravida Community Certificate bearing No.TN.5201902114134 fraudulently. On 24.02.2020, the defacto complainant conducted a verification and found that the petitioner had studied in both High School and Higher Secondary School. On verification with both institutions, it was revealed that the petitioner actually belongs to the Hindu Vanniyar



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Community. However, the petitioner is alleged to have submitted false information and fabricated documents to obtain a community certificate as a Hindu Adi Dravida, with the intention of securing employment under the reserved category. Based on this forged certificate, the petitioner applied for the post of Grade II Police Constable in the Tamil Nadu Government Uniformed Services and was subsequently selected. On verification of the certificates the alleged offence came to light.

4. According to the petitioner, he had no knowledge about the online community certificate. The petitioner had applied for the post of Police Constable through the e-Sevai portal, similar to other candidates. However, without the knowledge of the petitioner, a community certificate belonging to another person was negligently uploaded along with the petitioner's application. The petitioner also produced his SSLC, HSC and community certificate all of which correctly reflected that he belongs to the Hindu Vanniyar Community. Under the said community, the petitioner was provisionally selected for the post of Grade II Police Constable in general quota. Therefore, no offence, as alleged by the prosecution, is made out as against him.



5. In view of the above, the FIR registered in Crime No.110 of

2020 on the file of the first respondent police, cannot be sustained and is liable

to be quashed. Accordingly, the FIR is hereby quashed and the Criminal

Original Petition is allowed. Consequently, connected miscellaneous petition is

closed.

27-02-2025

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

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To

1. The Inspector Of Police

Ulundurpet Police Station, Villupuram District.

2. The Public Prosecutor, High Court, Madras.



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G.K.ILANTHIRAIYAN J.

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