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Crl.O.P.No.6224 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.07.2025

CORAM

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

Crl.O.P.No.6224 of 2024

and

Crl.M.P.No.4559 of 2024

Jayaganth

... Petitioner

Vs.

1. State rep.by its
The Inspector of Police,
W-7, All Women Police Station,
Anna Nagar, Chennai – 40.

2. Revathi

... Respondents

Prayer: Criminal Original Petition is filed under Section 528 BNSS, 2023, to call for the records relating to Crime No.4 of 2022 on the file of the 1st respondent Police and quash the same.

For Petitioner : No representation

For Respondents : Mr.S.Vinoth Kumar
Government Advocate (Crl.Side)
for R1
Proof of Service filed for R2
(unclaimed)



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ORDER

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2. There is no representation for the petitioner.

3. Heard the learned Government Advocate (Crl.Side) appearing for the first respondent and also perused the materials available on record.

4. The case of the prosecution as per the *de-facto* complainant is that the marriage between the petitioner and the *de-facto* complainant was solemnised on 24.05.2021 and out of their wedlock one male child was born. The main allegation against the petitioner is that the petitioner has concealed his former marriage and married the *de-facto* complainant subsequently. Hence, based on the complaint given by the second respondent herein/*de-facto* complainant, the first respondent-Police registered a case in Crime No.4 of 2022 for the offences punishable under Sections 498(A), 420 and 406 IPC against the petitioner.



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5. A reading of the entire records, particularly, complaint, FIR and

statement of witnesses recorded under Section 161 Cr.P.C., this Court finds that *prima facie* there are allegations made out against the petitioner and also materials available against the petitioner to proceed with the case further. In any event, it is a matter for investigation and only on completion of investigation whether the involvement of the petitioner in the alleged offences will come to light. Hence this Court does not find any ground to quash the FIR. Accordingly, the Criminal Original Petition is dismissed. Consequently, connected miscellaneous petition is closed. However, the first respondent-Police is directed to complete the investigation and file a final report/charge sheet as expeditiously as possible, preferably, within a period of three months from the date of receipt of a copy of this order.

04.07.2025

Index : Yes/No

Neutral Citation Case : Yes/No

Speaking Order : Yes/No

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To

1. The Inspector of Police,
W-7, All Women Police Station,
Anna Nagar, Chennai – 40.
2. The Public Prosecutor,
High Court, Madras.



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P.VELMURUGAN, J

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