



CrI.O.P.No.26651 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.10.2025

CORAM:

THE HON'BLE MR.JUSTICE N. SATHISH KUMAR

CrI.O.P.No.26651 of 2025
and CrI.MP.Nos.18080 & 18081 of 2025

Rajasekaran

... Petitioner

Vs.

1.State represented by
The Inspector of Police
Vikravandi Police Station
Vizhupuram District

2.Ramalingam

... Respondents

PRAYER : Criminal Original Petition is filed under Section 528 of BNSS,
to call for the records pertaining in C.C.No.169 of 2023 on the file of the
learned Judicial Magistrate, Vikravandi and quash the same.

For Petitioners : Mr.Edwin Jeyakumar
For Respondents : Mr.R.Vinothraja for R1
Government Advocate (CrI.Side)

ORDER

The petitioner seeks to quash the final report in C.C.No.169 of 2023
under Section 294(b), 323, 324 and 506(2) of IPC.

2. Though it is submitted by the learned counsel for the petitioner



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that it is a case in counter filed in a matrimonial dispute, therefore, requires to be quashed. On perusal of the final report, it would indicate that admittedly, there are allegations against the petitioner for causing head injury and medical evidences are also available and this Court is of the view that all these factual aspects cannot be decided in this petition and this Court cannot conduct roving enquiry or mini trial. In this regard, it is relevant to note that the Hon'ble Supreme Court in the case of *Gunmala Sales Private Limited Vs. Anu Mehta and others* reported in (2015) 1 SCC 103 has held that High Court cannot conduct a mini trial or roving enquiry in a 482 petition. Such view of the matter, at this stage, this Court is not inclined to quash the final report.

3. At this stage, the learned counsel for the petitioner sought indulgence of the Court, to dispense with the personal appearance of the petitioner. Accordingly, this Criminal Original Petition is dismissed. In view of the submissions of the learned counsel for the petitioner, the personal appearance of the petitioner is dispensed with except for receiving copies, for answering the charges, for questioning under section 313 Cr.P.C. and any other dates fixed by the trial Court. Consequently, connected miscellaneous petitions are closed.



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Neutral Citation: Yes/No

To

1. The Judicial Magistrate, Vikkravandi
2. The Inspector of Police
Vikravandi Police Station
Vizhupuram District
3. The Public Prosecutor,
High Court of Madras.

N. SATHISH KUMAR, J.



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