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Crl.O.P.No.25647 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.09.2025

CORAM:

THE HON'BLE MR.JUSTICE N. SATHISH KUMAR

Crl.O.P.No.25647 of 2025
and Crl.M.P.Nos.17416 & 17417 of 2025

1. T.S.Venkatesan
2. S.Sumathy ... Petitioners

Vs.

1. The Inspector of Police,
W21, All Women Police Station,
Guindy.
2. Bobby ... Respondents

PRAYER : Criminal Original Petition is filed under Section 528 of BNSS, to call for the records relating to C.C.No.2711 of 2024 in Crime No.9 of 2021 on the file of the IV Metropolitan Magistrate Court, Saidapet and quash the same.

For Petitioners : Mr.G.S.Thilagavathi
For R1 : Mr.R.Vinothraja
Government Advocate (Criminal Side)



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ORDER

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2. It is the contention of the learned counsel appearing for the petitioner that the first petitioner married the second respondent in the year 2012 and that the second respondent has lodged a complaint alleging dowry demand against her husband and mother-in-law after a lapse of nine years. Based on her complaint, a case in Crime No.9 of 2021 was registered for the offences under Sections 498(A) & 406 of IPC and Section 4 of the Dowry Prohibition Act. She further submitted that the First Information Report itself was filed with delay and that all the allegations made in the complaint are false. Hence, she seeks to quash the charge sheet filed against the petitioners.

3. Learned Government Advocate (Criminal Side), on instructions, submitted that the trial in this case has been commenced and that LW1 has been examined.



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4. Heard both sides and perused the materials available on
record.

5. In such view of the matter, since the trial has commenced and substantial evidence has come on record, this Court is not inclined to quash the proceedings.

6. At this stage, the learned counsel for the petitioners sought the indulgence of this Court to dispense with the personal appearance of the second petitioner, as she is 85 years old.

7. Accordingly, the Criminal Original Petition stands dismissed. However, considering the age of the second petitioner, her personal appearance before the trial Court is dispensed with, except for the purpose of receipt of copies, answering charges, questioning under Section 313 Cr.P.C./351 BNSS, passing of judgment, or any other date as may be specifically required by the trial Court. Consequently, the connected miscellaneous petitions are closed.

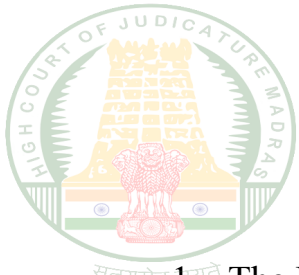
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Neutral Citation: Yes/No

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1. The IV Metropolitan Magistrate Court, Saidapet.

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2. The Inspector of Police,
W21, All Women Police Station,
Guindy.
3. The Public Prosecutor,
High Court of Madras.



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N. SATHISH KUMAR, J.

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