



Crl.O.P.No.20757 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.02.2025

CORAM:

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

Crl.O.P.No.20757 of 2024

C.Chitra

... Petitioner

Vs.

The State Rep. by
The Sub Inspector of Police,
Kattoor Police Station,
(Crime No.589 of 2022)

... Respondent

Prayer: Criminal Original petition filed under Section 482 of Cr.P.C., to set aside the order of the learned Judicial Magistrate No.II, Coimbatore accepting the report submitted by the Sub-Inspector of Police, in Crime No.589 of 2022 [no. FR-147/2023-Original] by numbering the same as RCS [Referred Charge Sheet] No.62 of 2024 dated 14.03.2024 and further prayed to direct any other Station House Office to further investigate the Crime No.589 of 2022 [dated 13.12.2022] to file a final report.

For Petitioner : Mr.Ramprakasah Rajagopal

For Respondent : Mr.A.Gokulakrishnan
Additional Public Prosecutor



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ORDER

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This petition has been filed challenging the referred charge sheet notice in Crime No.589 of 2022 on the file of the respondent police, thereby closed the same as un-deducted one.

2. The petitioner is the complainant and she lodged complaint alleging that while she was proceeding to her home in a bus, there was chain snatching in the bus and she lost 6½ sovereign necklace. On receipt of the said complaint, the respondent registered a FIR in Crime No.589 of 2022 for the offence under Section 379 of IPC. After investigation, the FIR was closed as un-deducted one and filed referred charge sheet notice. It was recorded by the learned Judicial Magistrate and closed the FIR. Challenging the same, the present petition has been filed.

3. The learned counsel appearing for the petitioner would submit that whenever the report recording the closure of FIR as un-deducted can be challenged before this Court, as held by this Court in the judgment reported in **2017(2) CTC 241** in the case of **Chinnathambi Vs. State** by an order dated 23.02.2017.



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5. Accordingly, the Criminal Original Petition stands allowed.

06.02.2025

Index : Yes/No
Neutral citation : Yes/No
Speaking/non-speaking order

rts

To

1. Judicial Magistrate No.II, Coimbatore.
2. The Sub Inspector of Police,
Kattoor Police Station.
3. The Public Prosecutor,
Madras High Court,
Chennai.



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G.K.ILANTHIRAIYAN, J.

rts

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