



CrI.O.P.No.23157 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.08.2025

CORAM:

THE HON'BLE MR.JUSTICE N. SATHISH KUMAR

CrI.O.P.No.23157 of 2025
and CrI.M.P.No.15824 of 2025

Deivasigamani

... Petitioner

Vs.

1. The State represented by,
The Inspector of Police,
Kalapet Police Station,
Puducherry.

2. D.Samyuktha

... Respondents

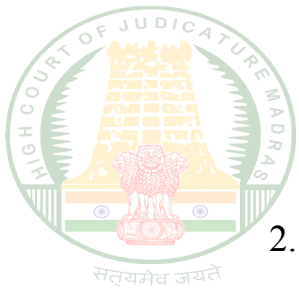
PRAYER : Criminal Original Petition is filed under Section 528 of BNSS, to call for the records culminating C.C.No.107 of 2017, pending on the file of the learned Judicial Magistrate No.II, Puducherry and quash the same.

For Petitioner : Mr.P.Ganesan

For R1 : Mr.M.V.Ramachandramurthy
Addl. Public Prosecutor (Puducherry)
Assisted by Mr.M.Thamizhmani for R1

ORDER

The Criminal Original Petition has been filed seeking to quash the proceedings in C.C.No.107 of 2017, pending on the file of the learned Judicial Magistrate No.II, Puducherry.

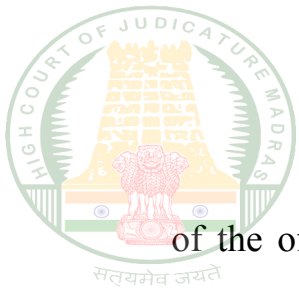


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2. Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor (Puducherry) appearing for first respondent.

3. Based on the complaint lodged by one Dr.Samyuktha, Librarian at Pondicherry University, a case in Crime No.52 of 2015 came to be registered for the offence under Sections 143 r/w 149 IPC and Section 3(1) of the PDPP Act. As per the final report, the allegation against the accused is that on 18.08.2015, during the ongoing protest against the appointment of Vice Chancellor to the Pondicherry University, more than 60 people rushed into the library, raised slogans against the Vice Chancellor and caused wrongful loss and damage to the Government properties.

4. On perusal of the entire materials, particularly the statements of the witnesses, except that the mob entered the premises and naming one or two workers in the University, only the general allegations have been made against the students and non-teaching staff. No materials has been placed to show that an identification parade was conducted. The incident occurred only during the alleged protest conducted against the appointment of the Vice Chancellor and the final report does not disclose the specific identity



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of the offenders. The occurrence took place in the year 2015 and still no progress has been made in this case. Many of the accused still remain absconding and summons have not been served. Even if the entire materials collected are taken as proof, the same would not constitute the offence. Hence, continuation of such proceedings would be a burden not merely on the prosecution agency but also on the Court.

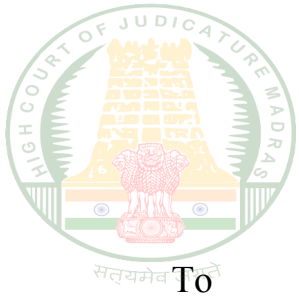
5. It is also relevant to note that a learned Single Judge of this Court, in a connected matter in CrI.O.P.No.19868 of 2023, related to the same issue, has already quashed a final report in respect of one of the accused.

6. Considering the above facts and circumstances of the case and the nature of allegations, this Court is inclined to quash the proceedings in C.C.No.107 of 2017.

7. Accordingly, the Criminal Original Petition is allowed. The proceedings in C.C.No.107 of 2017, pending on the file of the learned Judicial Magistrate No.II, Puducherry, is hereby quashed. Consequently, the connected miscellaneous petition is closed.

21.08.2025

Neutral Citation:Yes/No
ssd



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To
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1. The Judicial Magistrate No.II,
Puducherry.
2. The Inspector of Police,
Kalapet Police Station,
Puducherry.
3. The Public Prosecutor (Puducherry),
High Court of Madras.



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N. SATHISH KUMAR, J.

ssd

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and Crl.M.P.No.15824 of 2025***

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