



CrI.O.P.No.30547 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :22.01.2025

Coram:

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

CrI.O.P.No.30547 of 2024 and
CrI.M.P.Nos.17355 and 17356 of 2024

Suresh Manuel Mani Joseph

... Petitioner

Vs.

1. Superintendent of Police
Namakkal District

2. Deputy Superintendent of Police
Crime Branch, Namakkal District

3. The Inspector of Police
DCB Police Station, Namakkal, Namakkal District

4. Mohanasundaram
Managing Director
M/s.Christy Textile Products Private Limited
C1 & C2, SDICO Industrial Estate
Andipalayam
Tiruchengode - 637 214
Namakkal Distrit

... Respondents



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Prayer: Criminal Original Petition filed under Section 528 of B.N.S.S. to call for records and quash the FIR No.4 of 2024 on the file of the 3rd respondent.

For Petitioner : Mr.Sam Jayaraj Houston
for Sarvabhauman Associates
For Respondents 1 to 3 : Mr.S.Sugendran
Additional Public Prosecutor
For 4th Respondent : Mr.Rahul Balaji

ORDER

This Criminal Original Petition has been filed by the petitioner to quash the FIR No.4 of 2024 dated 22.05.2024 on the file of the 3rd respondent police, registered for the offence under Sections 409 and 506(2) IPC.

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

3. According to the learned counsel for the petitioner, it is purely a civil transaction and the 4th respondent/defacto complainant is trying to give a criminal colour to the civil dispute.

4. A reading of the FIR clearly shows that it is a case of business transaction between the petitioner and the 4th respondent/defacto complainant



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and that there is no material to show that the transaction involved in this case is criminal in nature.

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5. Therefore, the FIR in Crime No.4 of 2024 on the file of the 3rd respondent police is hereby quashed.

6. However, the 4th respondent is at liberty to work out his remedy before the civil Court for recovery of money and also for damages as the case may be, in the manner known to law.

7. Accordingly, this Criminal Original Petition is allowed. Consequently, connected Miscellaneous Petitions are closed.

22.01.2025

Index : Yes / No

Speaking Order : Yes / No

Neutral Citation Case : Yes/No

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To

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1. Superintendent of Police
Namakkal District
2. Deputy Superintendent of Police
Crime Branch, Namakkal District
3. The Inspector of Police
DCB Police Station, Namakkal, Namakkal District
4. The Public Prosecutor
High Court of Madras



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P.VELMURUGAN. J.

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