



Crl.O.P.No.26926 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.10.2025

CORAM:

THE HON'BLE MR.JUSTICE N. SATHISH KUMAR

Crl.O.P.No.26926 of 2025 and
Crl.M.P.No.18396 of 2025

K.Selvaraj

... Petitioner

Vs.

1.The State Rep by its
Deputy Superintendent of Police
Udumalpet Division
Tiruppur
Crime No.172 of 2024

2. Nagaraj

... Respondents

PRAYER : Criminal Original Petition filed under Section 528 of B.N.S.S.
to call for the records pertaining to SPL SC No.77 of 2024 pending on the
file of the Session Judge, Special Court for Trial of Cases under SC/ST
(PoA) Act, Tiruppur and quash the same.

For Petitioner : Mr.S.Kasirajan

For 1st Respondent : Mr.R.Vinothraja
Government Advocate (Crl. Side)



ORDER

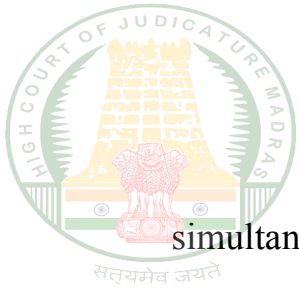
WEB COPY This Criminal Original Petition has been filed to quash the final report in SPL SC No.77 of 2024 pending on the file of the Session Judge, Special Court for Trial of Cases under SC/ST (PoA) Act, Tiruppur.

2. The allegations in the final report indicates that the petitioner not only abused and insulted the defacto complainant with caste name but also assaulted and intimidated with dire consequences. Hence, the final report has been filed for the offences under Sections 352, 323, 506(2) of IPC and 3(1)(r), 3(1)(s), 3(2)(va) of SC/ST (POA) Amendment Act 2015.

3. The learned counsel appearing for the petitioner submitted that it is absolutely a false case. Further, it is a case of case and counter case and that the offences against the petitioner are not made out. Hence, he seeks to quash the final report.

4. A perusal of the statements recorded by the police, supports the version of the defacto complainant. Whether the statements are reliable or not, is not the helm of this Court. It is for the trial Court to appreciate the evidence, particularly in the context of the counter case registered against the other side.

5. At this stage this Court is not inclined to quash the proceedings. Let the trial Court try both the main case and the counter case and conduct a



CrI.O.P.No.26926 of 2025

simultaneous trial and decide the matter on merits.

WEB COPY 6. With the above directions, this Criminal Original Petition is disposed of. Consequently, the connected Miscellaneous Petition is closed.

07.10.2025

ksa-2

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

To

1. The Session Judge,
Special Court for Trial of Cases under SC/ST (PoA) Act,
Tiruppur.
2. The Deputy Superintendent of Police
Udumalpet Division
Tiruppur
3. The Public Prosecutor
High Court of Madras



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Crl.O.P.No.26926 of 2025

N. SATHISH KUMAR, J.

ksa-2

Crl.O.P.No.26926 of 2025

07.10.2025