



WEB COPY

CRL OP No. 26245 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 24-09-2025**

CORAM

**THE HONOURABLE MR JUSTICE N. SATHISH KUMAR**

**CRL OP No. 26245 of 2025**

1. M.Jelin Jayakumari  
W/o. Mustafa, D/No.12, 2nd Street,  
R.E.Nagar, Porur, Chennai - 600116.

2. M.Fancy Berciyal  
D/o. Mustafa, D/No. 12, 2nd Street,  
R.E.Nagar, Porur, Chennai - 600116.

Petitioner(s)

Vs

1. The State Rep by, Inspector of  
Police,  
R-5, Virugambakkam Police Station,  
Chennai - 600092.

2.M.Sukumar  
S/o.Mohan, No.94/A, Krishna nagar,  
1st Street, Virugambakkam, Chennai -  
600092.

Respondent(s)

**PRAYER** : Criminal Original Petition filed under section 528 of BNSS to call for the records in CC.No.2909/2023 on the file of XXIII Metropolitan magistrate Court, Saidapet and quash the same.



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For Petitioner(s): S.Sridevi  
S.Dhanalakshmi  
N.Kirupa

For Respondent(s): Public Prosecutor

### **ORDER**

Challenging the final report filed in C.C.No.2909 of 2023 on the file of the XXIII Metropolitan Magistrate Court, Saidapet for the offences under sections 294[b], 448, 336 and 506[ii] IPC, the present Criminal Original Petition has been filed.

2. The allegation against the petitioners in the Final Report is that the petitioners had attacked the defacto complainant in a tenancy dispute and caused injury besides abused him with vituperative language.

3. Though much emphasis has been made by the learned counsel appearing for the petitioners that it is a false case due to dispute between the parties and there are no materials available on record to prove the allegations against the accused, on a perusal of the statement of the witnesses reveals that



there are specific allegations made against the accused, this Court is of the view

that this is not a fit case to quash the final report. It is for the petitioners to

establish their case before the trial Court.

4. Accordingly, this Criminal Original Petition is dismissed.

**24-09-2025**

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

vrc

To

1. The XXIII Metropolitan Magistrate,  
Saidapet, Chennai.

2. The Inspector of Police,  
R-5, Virugambakkam Police Station,  
Chennai-600 092.

3. The Public Prosecutor,  
High Court, Madras.



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**N.SATHISH KUMAR J.**

VRC

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