



WEB COPY

CRL OP No. 27022 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08-10-2025

CORAM

THE HONOURABLE MR JUSTICE N. SATHISH KUMAR

CRL OP No. 27022 of 2025

and

CRL MP Nos.18485 & 18488 of 2025

V.Kannan

Petitioner(s)

Vs

1. State rep by
The Inspector of Police
Kilvelur Police Station,
Nagapattinam

2.A.Saminathan

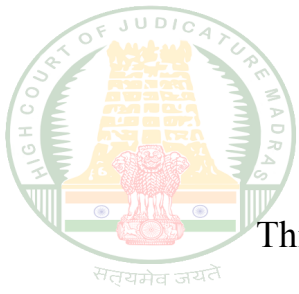
Respondent(s)

PRAYER

This Criminal Original Petition has been filed to call for the records relating to
STC.No.711 of 2024 on the file of the District Munsif cum Judicial Magistrate,
Kilvelur and to quash the same as far as the petitioner is concerned.

For Petitioner(s): Mr.Sharath Chandran
 For Mr.I.Abrar Md Abdullah

For R1 Mr.R.Vinoth Raja
 Government Advocate (Crl.Side)



ORDER

This Criminal Original Petition has been filed to call for the records relating to STC.No.711 of 2024 on the file of the District Munsif cum Judicial Magistrate, Kilvelur and to quash the same as far as the petitioner is concerned.

2. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.Side) appearing for the respondent-Police and perused the materials available on record.

3. The allegation made in the final report as against the accused persons is that they removed the compound wall of the *defacto* complainant and abused him. The petitioner is arrayed as A3 in respect of the alleged offences under Sections 294(b) and 427 of IPC and he seeks to quash the final report filed as against him.

4. In the final report, the charges as against A3 are for the offences under Sections 294(b) and 427 of IPC. The allegation as against A1 and A2 is that they have caused some damages to the *defacto* complainant's compound wall. On a perusal of the statement of all the witnesses, particularly, in the statement of the *defacto* complainant, he has stated that A3 abused the *defacto* complainant,



whereas, no details are available as to the abusive words allegedly spoken by the petitioner. The petitioner appears to be a blind man and as against him

except the statement that he has abused the *defacto* complainant, no such allegation is attributed as against the petitioner in the entire statements.

Considering the same, continuing the prosecution as against A3 is nothing but an abuse of process of law. Hence, the final report as against A3 alone stands quashed.

5. In view of the same, this Criminal Original Petition is allowed.

Consequently, connected miscellaneous petitions are closed.

08-10-2025

mfa

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

To

1. The District Munsif cum Judicial
Magistrate, Kilvelur.

2. The Inspector of Police
Kilvelur Police Station, Nagapattinam

3. The Public Prosecutor,
High Court, Chennai.



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N.SATHISH KUMAR J.

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