



Crl.O.P.(MD)No.274 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 02.09.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD) No.274 of 2024

and

Crl.M.P(MD) No.203 of 2024

A.Maharajan

...Petitioner/Accused (Rank
not known)

1.The Inspector of Police,
Nalattinpudur Police Station,
Thoothukudi District.
(Crime No.123/2023).

...1st Respondent/Complainant

2.Mr.Mariappan,
Special Sub Inspector of Police,
Nalattinpudur Police Station,
Thoothukudi District.

...2nd Respondent/Defacto
Complainant

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., to call for the records in connection with the impugned FIR in Crime No.123 of 2023 on the file of the 1st respondent Police and quash the same in so far as the petitioner is concerned.

For Petitioner : Mr.Veerapandi.S.P

For R1 : Mr.K.Sanjai Gandhi
Government Advocate (Crl.Side)



Crl.O.P.(MD)No.274 of 2024

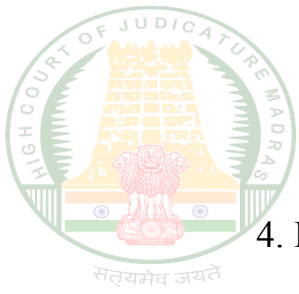
ORDER

WEB COPY

This Criminal Original Petition has been filed to quash the First Information Report registered in Crime No.123 of 2023 on the file of the first respondent Police Station under Sections 336, 296 and 283 IPC.

2. The allegation in the FIR is that the petitioner, along with three others, drove four cars in a rash and negligent manner on a public road, thereby causing panic and endangering the safety of the general public.

3. The learned counsel for the petitioner would submit that the petitioner was not originally named in the FIR; that in any event, the FIR was registered on 13.07.2023 and even as on date, no final report has been filed by the first respondent. He would further contend that, in view of Section 468 Cr.P.C., cognizance of the alleged offences is barred by limitation and hence, the FIR is liable to be quashed.



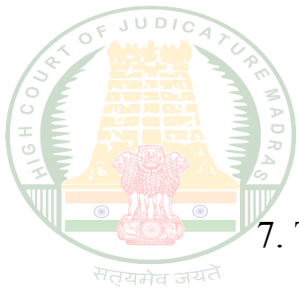
Crl.O.P.(MD)No.274 of 2024

4. Per contra, the learned Government Advocate (Crl. Side) would submit that the investigation has been conducted and the final report would be filed soon. It is further submitted that no valid grounds have been made out by the petitioner for quashing the FIR and therefore, the petition deserves to be dismissed.

5. A reading of the FIR shows that it was registered on the complaint of the Sub-Inspector of Police, alleging that four cars were driven in a rash and negligent manner on a public road, thereby endangering the safety of the general public. It is not in dispute that the petitioner has now been added as an accused and that the final report has not yet been filed.

6. The offences alleged against the petitioner as stated earlier are under Sections 279, 336, 290 and 283 IPC. The maximum punishment prescribed for the said offences are as follows:

Serial No.	Section	Punishment
1	Section 279 IPC	Six months with fine
2	Section 336 IPC	Three months or fine upto Rs.250/-
3	Section 290 IPC	Fine of Rs.200/-
4	Section 289 IPC	Upto Six months or Fine upto Rs.100/-



Crl.O.P.(MD)No.274 of 2024

7. The learned Government Advocate (Crl. Side) would fairly submit that apart from the offences mentioned in the FIR, no other offence has been made out against the petitioner and there is no justifiable ground for the delay.

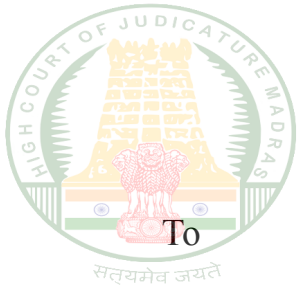
8. Thus, the maximum punishment that can be imposed on the petitioner is six months. Under Section 468 Cr.P.C., for offences punishable with imprisonment not exceeding one year, the period of limitation prescribed for taking cognizance is one year. Since the FIR was registered on 13.07.2023 and even after more than two years, no final report has been filed, this Court is of the view that no useful purpose would be served in keeping the FIR pending for further investigation.

9. Accordingly, the FIR in Crime No.123 of 2023 on the file of the first respondent Police is quashed. Consequently, the connected Miscellaneous Petition is closed.

02.09.2025

NCC : Yes / No
Index : Yes / No
Internet : Yes/ No

Indu



Crl.O.P.(MD)No.274 of 2024

WEB COPY

1. The Inspector of Police,
Nalattinpudur Police Station,
Thoothukudi District.

2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



Crl.O.P.(MD)No.274 of 2024

SUNDER MOHAN, J.

Indu

Crl.O.P(MD).No.274 of 2024

02.09.2025