



WEB COPY

CRL OP No. 3754 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16-02-2026

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THE HON'BLE MR JUSTICE A.D.JAGADISH CHANDIRA

CRL OP No. 3754 of 2026

Rakesh Kumar@ Rakesh

..Petitioner(s)

Vs

1. The State rep.by, The Inspector of Police,
R3 Ashok Nagar Police station,
Chennai-600 083.

2. A.Balakrishnan

..Respondent(s)

Criminal Original Petition is filed under Section 528 of B.N.S.S., to call for the records relating to FIR in Cr.No.631 of 2014 dated 03.06.2014 on the file of the respondent herein and quash the same.

For Petitioner(s): Mr.G.Rajkumar

For Respondent(s): Mr.S.Santhosh
Government Advocate (Crl.Side) for R1

ORDER

This Criminal Original Petition has been filed seeking to quash the First Information Report in Crime No.631 of 2014 pending on the file of the first respondent.



2. When the matter was taken up for hearing today, the learned Government Advocate (Crl.Side) appearing for the first respondent submitted that since the First Information Report is long pending, the learned XVII Judicial Magistrate, Saidapet, by an order dated 12.06.2025, has discharged the accused. A scanned reproduction of the said order is as follows:

MEMORANDUM OF DECISION
(Under Section 47)

IN THE COURT OF XVII JUDICIAL MAGISTRATE AT SAIDAPET, CHENNAI
Mrs. Anitha Anand, M.B.A., LL.M.,
XVII Judicial Magistrate, Saidapet
Dated: 12.06.2025
Cr.M.P.No.5964/2025
R3 Ashok Nagar Police Station Cr.No. 631/2014
under Sections 392 IPC

State by
The Inspector of Police (Crime)
R3 Ashok Nagar Police Station

..... Complainant

A. Balakrishnan

Vs

..... Defacto complainant

ORDER

The Inspector of Police (Crime), R3 Ashok Nagar Police Station has submitted the report stating that the action was dropped and has prayed to close the case.

It has been stated in the report that as there was no progress in the case and keeping the case pending is futile. The defacto complainant is not available at the given address and the present whereabouts is not traceable. Hence the Inspector of Police has reported that the action was dropped and hence the case may be closed as action dropped.

The First Information Report was registered on 03.06.2014 in FIR No.631/2014 under Sections 392 IPC against the accused Rakesh Kuma. The Accused was arrested and remanded to judicial custody. Then he was released on bail. The case property i.e. one watch was recovered and not handed over to the court. Then there has been no progress in the case. This case is pending for the last 11 years without any progress. There is no possibility for progress in the case. The report of the Inspector of Police is considered in view of long pendency of the case and the First Information Report is herewith closed as action dropped. The Accused is discharged.

Sd/Anitha Anand,
XVII Judicial Magistrate,
Saidapet, Chennai-15.



3. Recording the submission made by the learned Government Advocate (Crl.Side), this Criminal Original Petition stands closed.

16-02-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

VKR

To

1.The XVII Judicial Magistrate, Saidapet.

2.The Inspector of Police,
R3 Ashok Nagar Police station,
Chennai-600 083.

3.The Public Prosecutor,
High Court of Madras.



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A.D.JAGADISH CHANDIRA, J.

VKR

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