



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-06-2026

CORAM

THE HON'BLE MR JUSTICE M. NIRMAL KUMAR

CRL OP No. 14099 of 2026

and

CRL.MP.No.9010 of 2026

Tamilvanan

..Petitioner(s)

Vs

1.State by
The Inspector of Police,
Ponnur Police Station,
Thiruvannamalai District.
Crime No.754 of 2020.

2.Alamelu

..Respondent(s)

To call for the records in C.C.No.326 of 2025 on the file of Judicial Magistrate, Vanthavasi, and quash the Charge sheet pending against the petitioner and thus render Justice.

For Petitioner(s): S.Silambu Selvan

For Respondent(s): Mr.A.Amarnath,
Government Advocate (Crl. Side),
for R1

ORDER

The petitioner, who has been arrayed as accused in C.C.No.326 of 2025 for the offences punishable under Sections 294(b), 324 506(i) IPC, has filed the



present Criminal Original Petition seeking to quash the Charge Sheet against the petitioner.

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2. The learned counsel for the petitioner submitted that the petitioner had earlier lodged a complaint against the second respondent, pursuant to which a case was registered in Crime No.760 of 2020. According to the petitioner, the present complaint has been lodged by the second respondent as a counterblast to the earlier complaint and that too after an inordinate delay of 55 days.

3. The learned counsel for the petitioner further submitted that the Accident Register copy reveals that the de facto complainant had informed the Casualty Doctor that she was assaulted by two male persons and one female person near a field. However, the charge sheet has been filed only against the petitioner.

4. The learned counsel further submitted that the petitioner and the de facto complainant are adjacent landowners and there was some dispute with regard to the usage and enjoyment of a common pathway. Hence, a false complaint has been lodged.

5. The learned Government Advocate (Crl. Side) submitted that the complaint lodged by the petitioner, which was registered in Crime No.760 of

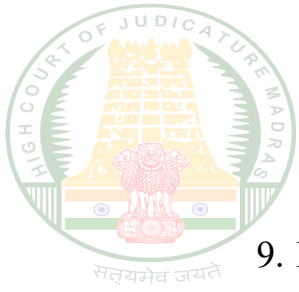


2020, was closed as a mistake of fact on 22.08.2021. The petitioner did not challenge the closure report before the competent Forum. Therefore, the petitioner's contention that the present case is a counterblast to the earlier complaint is not sustainable.

6. The learned Government Advocate (Crl. Side) further submitted that, though the respondent lodged the complaint with a delay, the same has been properly explained. He further submitted that the contentions of the petitioner are all factual aspect and the same cannot be decided in the quash petition.

7. Considering the submissions and perusal of materials, it is seen that the FIR was registered on 09.08.2020 and the final report was prepared on 22.10.2020. However, the case was taken on file in the year 2025, and the delay cannot be attributed to the respondent Police. It is also not in dispute that the complaint lodged by the petitioner in Crime No.760 of 2020 was closed as a mistake of fact and that the petitioner had not chosen to challenge the said closure report. Further, the contentions raised by the petitioner are factual in nature and it is for the petitioner to raise all these points before the Trial Court.

8. In view of the same, this Court is not inclined to entertain the petition. Accordingly, this Criminal Original Petition is dismissed. Consequently, connected miscellaneous petition is closed.



9. It is made clear that the observations made in the petition are only for the limited purpose of deciding the present petition. The Trial Court shall dispose of the case on its own merits uninfluenced by the observations made in this case.

04-06-2026

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



To

1.The Judicial Magistrate,
Vanthavasi

2.The Inspector of Police,
Ponnur Police Street,
Thiruvannamalai District.
Crime No.754 of 2020

3.The Public Prosecutor,
High Court, Madras.

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M.NIRMAL KUMAR, J.

PVS

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