Order QR

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-10-2026

CORAM

THE HON'BLE MR JUSTICE G.K. ILANTHIRAIYAN

CRL OP No. 18962 of 2026

CNR:{HCMA011574992026}

and

CRL MP Nos. 12633 & 12634 of 2026

1. Loganathan

2. Dinesh

3. Thangaraj

4. Senthil @ Senthilkumar

..Petitioner(s)

Vs

1. The State Rep by,
   The Inspector of Police,
   Konganapuram Police Station,
   Salem District.

2. Palaniammal

..Respondent(s)

PRAYER: Criminal Original Petition filed under section 528 of BNSS, praying to call for the records relating to the criminal case in STC.No.148 of 2026 pending on the file of the District Munsif Cum Judicial Magistrate Court, Edappadi quash the same by allowing this Criminal Original Petition.

For Petitioner(s): M/s.P.Neelavathi

For Respondent(s): Mr. A.Amarnath, Additional Public Prosecutor for R1
Mr.W.Camyles Gandhi for R2

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This petition has been filed to quash the proceedings in STC No.148 of 2026 pending on the file of learned District Munsif Cum Judicial Magistrate, Edappadi, thereby taken cognizance for the offence under Sections 296(b) and 115(2) of BNS, 2023.

2. Heard the learned counsel appearing on either side and perused the materials available on record.

3. On the complaint lodged by the 2nd respondent, the 1st respondent registered the F.I.R in Crime No.378 of 2024 for the offences under Section 296(b) and 115 (2) of BNS, 2023 alleging that the accused used certain abusive expressions during a village pathway dispute.

4. It is seen for the very same occurrence, a counter complaint has also been lodged by one of the accused herein and the same was registered in Crime No.379 of 2024 for the offences under Section 296(b) and 115(2) of BNS. However, after completion of investigation, the 1st respondent closed the F.I.R in Cr.No.379 of 2024 as “Mistake of Fact”.

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5. Considering the facts and circumstances of the case and also in order to meet ends of justice, this Court is inclined to quash the impugned proceedings. Accordingly, the proceedings in STC No.148 of 2026 on the file of District Munsif Cum Judicial Magistrate Court, Edappadi is hereby quashed.

6. In result, this criminal original petition stands allowed. Consequently, the connected miscellaneous petitions are closed.

30-10-2026

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

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To

1. District Munsif Cum Judicial Magistrate Court,
   Edappadi

2. The State Rep by,
   The Inspector of Police,
   Konganapuram Police Station,
   Salem District.

3. The Public Prosecutor,
   Madras High Court.

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G.K.ILANTHIRAIYAN J.

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