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Crl.O.P.(MD) No.23483 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.01.2026

CORAM:

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P(MD).No.23483 of 2025

and

Crl.M.P.(MD) Nos.20368 & 20369 of 2025

Mohandass

... Petitioner

-Vs-

1.The State of Tamil Nadu through
The Inspector of Police,
Kamuthi Police Station,
Ramanathapuram District.
Cr.No.45 of 2019.

2.Rameshkumar
S/o.Seenivasagam,
Executive Magistrate,
Flying Squad B-Team,
212, Mudukulathur Assembly,
Ramanathapuram District.

... Respondents

Prayer : Criminal Original Petition filed under Section 528 of B.N.S.S, to call for the records pertaining to charge sheet in STC No.2735 of 2022, on the file of the learned Judicial Magistrate No.I, Ramanathapuram and quash the same as far as this petitioner is concerned.

For Petitioner : Mr.G.Vishnuram

For R1 : Mr.K.M.D.Muhilan
Additional Public Prosecutor



Crl.O.P.(MD) No.23483 of 2025

3. Learned counsel appearing for the petitioner submitted that the facts of the instant case are similar to the facts of the cases in ***Jeevanandham and others vs. The Inspector of Police, Velayuthampalayam Police Station, Karur District*** reported in (2018 2 LW (Crl) 606) and ***Sri Raja vs Inspector of Police, Sivakasi Town Police Station Virudhunagar District and others*** (Crl.O.P No.7922 of 2019, decided on 30.08.2019), in which the proceedings were quashed. Hence, he prayed to quash the summons issued on the petitioner.

4. Learned Additional Public Prosecutor appearing for the respondent Police submitted the present FIR was registered against the petitioner for allegedly paying homage at the Pasumpon Muthuramalinga Thevar Memorial in violation of the Model Code of Conduct then in force, without obtaining the prior permission. However, he fairly endorsed the submission of the learned counsel for the petitioner that the facts of the instant case are akin to the facts in the aforesaid two cases.

5. Having heard the learned counsel appearing on either side and upon perusal of the entire materials available on record, this Court is of the opinion that the above said decisions would apply on all fours to the present case and that no useful purpose will be served by keeping the proceedings pending and the same is liable to be quashed.



Crl.O.P.(MD) No.23483 of 2025

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6. Accordingly, the Criminal Original Petition stands allowed and the case in S.T.C.No. 2735 of 2022 is hereby quashed as against the petitioner. Consequently, the connected miscellaneous petitions are closed.

22.01.2026

Internet: Yes
Index : Yes/No
Neutral Citation: Yes/No
Speaking/Non Speaking order
rpl

To

1. The Judicial Magistrate No.I, Ramanathapuram.
2. The Inspector of Police,
Kamuthi Police Station,
Ramanathapuram District.
3. The Public Prosecutor,
High Court, Madras.



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A.D.JAGADISH CHANDIRA . J,

rpl

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