



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.03.2026

CORAM

THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

Crl.OP.(MD)No.4675 of 2026

and

Crl.M.P(MD)No.4979 of 2026

C.Pandi

...Petitioner/Accused No.1

Vs

1.The State of Tamilnadu,
Rep. by the Inspector of Police,
Pallathur Police Station,
Sivagangai District.
Cr.No.11 of 2020.

...1st Respondent/Complainant

2.Anvar Sathath

...2nd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition is filed under Section 528 of BNSS Act, 2023, to call for the records relating to the Impugned FIR in Crime No. 11/2020 dated 13.02.2020 on the file of the 1st respondent police and quash the same as illegal in so far as the petitioner is concerned.



For Petitioner : M/s.A.N.Ramanathan
For Respondents : Mr.B.Thanga Aravindh
Government Advocate(crl.side)
for R1

ORDER

The present petition has been filed seeking to quash the F.I.R. in Crime No.11 of 2020 dated 13.02.2020.

2. The petitioner is a defaulter after borrowing loan from the Canara Bank, Karaikudi, and his properties have been brought to auction under the SARFAESI Act. When the same were taken under the custody of the respondent Bank, the petitioner is alleged to have broken open and entered into the property and removed the machineries from the rice mill.

3.The allegations in the F.I.R. reflect the commission of cognizable offences. In such an event, no grounds have been made out to interfere in the investigation process. The request of the petitioner to consider the pendency of the SARFEASI proceedings as a defence, cannot be considered at this stage. There are no merits in the Criminal Original Petition stands dismissed. Consequently, connected miscellaneous petition is also closed.

02.03.2026

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



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To

1. The Inspector of Police,
Pallathur Police Station,
Sivagangai District.

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



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R.VIJAYAKUMAR, J.

RJR

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