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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **17.03.2026**

CORAM

THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

Crl.OP.(MD)No.5531 of 2026

and

Crl.MP(MD)No.6003 of 2026

Ganesan

... Petitioner/ Sole Accused

Vs

1. The State of Tamilnadu
Rep. by the Inspector of Police,
Woraiyur Police Station,
Trichy City, Trichy.
(Crime No.617/2025)

...1st Respondent / Complainant

2. Mr.P.Rajamanikam,
Special Sub Inspector of Police,
Woraiyur Police Station,
Trichy City, Trichy.

...2nd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition is filed under Section 528 of BNSS Act, to call for the records pertaining to the impugned FIR in Crime No.617/2025 dated 04.10.2025 on the file of the 1st Respondent Police and to quash the same as illegal.

For Petitioner

: Mr. R.Yamuna

For Respondents

: Mr. B.Thanga Aravindh

Govt. Advocate (Crl. Side) for R1



ORDER

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The present petition has been filed by the sole accused in Crime No. 617 of 2025 on the file of the first respondent police wherein the petitioner is alleged to have committed the offence under Section 75(1)(c) of Tamil Nadu City Police Act, 1888.

2.A perusal of the FIR reveals that the petitioner is said to have been standing on the road, and he was abusing and threatening the general public, and despite the warning, he was continuing to do the same, and therefore, he was arrested at about 06:15 PM on 04.10.2025.

3. The learned counsel for the petitioner submits that since the petitioner is working in Zomato, he has been falsely implicated by the respondent police.

4. A perusal of Section 75(1)(c) of Tamil Nadu City Police Act, 1888, reveals that the behaviour should be violent, or boisterous, or disorderly or riotous and such behaviour likely to cause breach of public peace.

5. In the present case, no general public has made any complaint to the police officials and there is no allegation in the FIR that it is likely to cause breach of peace.



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6. In the said circumstances, this Court is of the considered opinion that the ingredients of Section 75(1)(c) of Tamil Nadu City Police Act, 1888, have not been satisfied.

7. In view of the above said fact, FIR in Crime No.617 of 2025 on the file of the first respondent police stands quashed and the Criminal Original Petition stands allowed. Consequently, the connected miscellaneous petition is closed.

17.03.2026

NCC : Yes/No
Index : Yes/No
Internet: Yes/No
dss

To

1. The Inspector of Police,
Woraiyur Police Station,
Trichy City, Trichy.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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R.VIJAYAKUMAR, J.

dss

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