



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :27.03.2026

CORAM:

THE HON'BLE MR JUSTICE R.VIJAYAKUMAR

CRL.O.P(MD)No.6135 of 2026

and

CRL.M.P(MD)No.6650 of 2026

Thangaraja

... Petitioner/ Accused No.1

.Vs.

1.The State of Tamil Nadu,
represented by
The Inspector of Police,
Silaiman Police Station,
Madurai District,
(In Crime No.52 of 2022)

...Ist Respondent/ Complainant

2.Prabhu

...

...IInd Respondent/ Defacto
Complainant

PRAYER: Criminal Original Petition filed under Section 528 of BNSS, 2023, praying this Court to call for the records bearing Crime No.52 of 2022, on the file of first respondent Police and to quash the same as against the Petitioner alone.

For Petitioner

: Mr.M.Jegadeesh Pandian

For Respondent-1

: Mr.B.Thanga Aravindh
Govt.Advocate(Crl.side)



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months punishment, section 294(b) IPC attracts six months punishment, Section 323 IPC attracts 1 year punishment, Section 427 IPC attracts 2 years punishment and section 506(i) IPC attracts 2 years punishment. Therefore, it is clear that all the offence levelled against the Petitioner attract maximum punishment of only for 2 years. Section 468(2)(c) of Cr.P.C., states that no Court can take cognizance of an offence after the expiry of three years of limitation period in case, where the offence is punishable with imprisonment for a term exceeding one year but not exceeding three years period, from the date of occurrence.

5. Admittedly, in the present case, FIR has been registered on 9.2.2022 and even after expiry of four years period, charge sheet has not been laid. In such circumstances, the continuation of criminal proceedings is an abuse of process of law and the FIR is liable to be quashed.

6. Accordingly, FIR in Crime No.52 of 2022, on the file of first respondent Police stands quashed and the Criminal Original Petition stands allowed. Consequently, connected Miscellaneous petition is closed.

27.03.2026

NCS : Yes/No
Index : Yes / No

3/5



Internet : Yes / No

vsn

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To

The Inspector of Police,
Silaiman Police Station,
Madurai District,
(In Crime No.52 of 2022)

Copy to

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

R.VIJAYAKUMAR.,J.

vsn

ORDER MADE IN



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