



Crl.O.P.(MD) No.18244 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 12.10.2023

CORAM:

THE HONOURABLE MR. JUSTICE G.ILANGO VAN

Crl.O.P.(MD) No.18244 of 2023

and

Crl.M.P.(MD) No.14416 of 2023

1. Kuberan

2. Palanisamy

... Petitioners

Vs

1. The Inspector of Police,
Pasupathipalayam Police Staton,
Karur District.
(In Crime No.866 of 2014).

2. Kalaiselvi

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying this Court to call for the records relating to the impugned FIR In Crime no. 866 of 2014, dated 17.12.2014 on the file of the 1st Respondent Police and quash the same as illegal.

For Petitioners : Mr.P.Senguttuarasan

For Respondent : Mr.M.Sakthi Kumar,
Government Advocate (Crl.Side)



Crl.O.P.(MD) No.18244 of 2023

WEB COPY

ORDER

This petition has been filed to quash the FIR in Crime No.866 of 2014, on the file of the first respondent police.

2.The grievance of the petitioners is that based on the complaint lodged by the 2nd respondent, the 1st respondent registered the First Information Report in Crime No.866 of 2014 for the offences punishable under Sections 3 r/w 4 of Tamil Nadu Prohibition of Charging Exorbitant Interest Act, 2003 and 506(i) IPC against the petitioners. Though the case was registered on 17.12.2014, so far no final report has been filed before the concerned Court.

3.The learned Government Advocate (Crl. Side) submitted that so far final report has not been filed before the concerned Court.

4.Considering the nature of offence made out against the petitioners, this Court is of the view that since even after a lapse of 8 ½ years, the final report has not been filed before the concerned Court, it is barred by



CrI.O.P.(MD) No.18244 of 2023

limitation under Section 468 of Cr.P.C. Therefore, this Court is inclined to allow this petition.

5.This Criminal Original Petition is allowed and the FIR in Crime No.866 of 2014 on the file of the first respondent police is hereby quashed. Consequently, connected miscellaneous petition is closed.

12.10.2023

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

PNM

To
1. The Inspector of Police,
Pasupathipalayam Police Staton,
Karur District.
(In Crime No.866 of 2014).

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



WEB COPY



CrI.O.P.(MD) No.18244 of 2023

G.ILANGOVAN, J.

PNM

ORDER IN
CrI.O.P.(MD) No.18244 of 2023
and
CrI.M.P.(MD) No.14416 of 2023

12.10.2023