



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.03.2026

CORAM

THE HONOURABLE MR JUSTICE R.VIJAYAKUMAR

**Crl.O.P(MD).No.22472 of 2025
and Crl.MP(MD).Nos.19365 & 19366 of 2025**

Rathinavel @ Rathinam

....Petitioner

Vs

1.The State of Tamil Nadu
Rep.by its
Deputy Superintendent of Police
Melur, Madurai District

2.The State of Tamil Nadu
Rep. by its
The Inspector of Police
Kottampatti Police Station
Madurai District
Crime No.404 of 2022

3.Saravanan

....Respondents

Prayer:This Criminal Original Petition filed under Section 528 of BNSS, 2023 to call for the records pertaining to the impugned charge sheet in Spl.S.C.No.67 of 2023 dated 10.04.2023 on the file of the III Additional District Court (PCR), Madurai and quash the same.



For Petitioner

: Mr.M.Murugesan

For Respondents

: Mr.B.Thanga Aravindh

Government Advocate (Crl.side) for R1 & R2

: No appearance for R3

ORDER

The present petition has been filed by the first accused in Spl.S.C.No. 67 of 2023 on the file of the III Additional District Court (PCR), Madurai seeking to quash the said charge sheet wherein the petitioner has been charged with the offences under Sections 294(b), 448, 355, 323, 324, 336, 506(ii) I.P.C and Section 4 of Prohibition of Harassment of Women Act, 2002, r/w Section 3(1)(r), 3(1)(s), 3(2)(va) of the Scheduled Caste and the Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015.

2.According to the learned counsel appearing for the petitioner, the allegations in the charge sheet are frivolous in nature and arising from a dispute regarding cow grazing and therefore, no charges have been made out as against the petitioner. The ingredients of Section 294(b) of I.P.C have not been made out, in view of the fact that the entire incident said to have taken place in the house of the defacto complainant. For the past three years, the trial is not begun and therefore, it is a harassment of the petitioner herein.



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3. Heard both sides and perused the material records.

4. A perusal of the charge sheet reveals that the prima facie has been made out as against the petitioner and therefore, this Court is not inclined to interfere at this stage especially when no legal grounds have been raised for quashing the charge sheet.

5. The trial Court is directed to dispose of the case on merits without being influenced by any one of the observations made by this Court. Considering the fact that the trial has not begun for the past three years, the personal appearance of the petitioner herein is dispensed with unless specifically directed by the trial Court.

6. With the above said observations, this Criminal Original Petition stands dismissed. Consequently, connected miscellaneous petitions are closed.

10-03-2026

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



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To

1.The III Additional District Court (PCR), Madurai

2.The Deputy Superintendent of Police
Melur, Madurai Distrit

3.The Inspector of Police
Kottampatti Police Station
Madurai District
Crime No.404 of 2022

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



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R.VIJAYAKUMAR, J.

msa

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