

**IN THE COURT OF DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE
UTHUKULI**

Present : Thiru. B. Dharaneether, B. A., L.L.M.,
District Munsif cum Judicial Magistrate,
Uthukuli.

Dated : Friday, the 27th day of March 2026

RCS. No.116/2025

Cr.No.394/2024

Uthukuli P.S

U/s. 279, 337 IPC

Date :27.03.2026

ORDER

Heard. Records perused and considered.

On perusal of records, it is found that the Inspector of Police, Uthukuli Police Station has filed a report Under Section, 279, 337 IPC recommending the dropping of the proceeding in this case (i.e.,) Cr.No.394/2024.

This Final Report has been filed by the Investigating Officer in Crime No. 394 of 2024 on the file of Uthukuli Police Station for the alleged offences under Sections 279 and 337 IPC, referring the case as Undetected UN. The brief facts as borne out from the records are that on 12.05.2024 at about 07.30 hours, the defacto complainant while riding his TVS XL Heavy Duty two wheeler met with an accident on the Vengalappalayam to Kodommanal Road near VPS Palanisamy Crusher, allegedly due to a vehicle coming from the opposite direction in a rash and negligent manner and colliding against him. The said vehicle did not stop at the scene and fled away. The complainant sustained simple injuries. During the course of investigation, the Investigating Officer

examined witnesses, prepared observation mahazar and rough sketch, obtained Motor Vehicle Inspector report and recorded the opinion of the doctor, who certified the injuries as simple in nature. The Motor Vehicle Inspector has opined that the accident was not due to any mechanical defect in the complainant vehicle. Despite efforts taken by the Investigating Officer including local enquiries and verification, the identity of the offending vehicle and its driver could not be ascertained. Hence the case has been referred as undetected. Notice was issued to the defacto complainant. The defacto complainant appeared and filed objection petition opposing the acceptance of the final report. The substance of the objection petition is that there existed prior enmity between the complainant and one VPS Crusher owner and that the accident was not a mere accident but a deliberate act. It is further contended that CCTV footage was available and that the investigation was not properly conducted. The complainant has also referred to certain prior complaints to establish motive. This Court has carefully considered the final report, case diary materials and the objections raised by the defacto complainant. At the outset it is to be noted that the case as originally reported is one of hit and run by an unknown vehicle. The complaint itself does not disclose the registration number, description or category of the offending vehicle. The vehicle is described only as an unidentified four wheeler without specific particulars. The investigation carried out by the Investigating Officer includes examination of witnesses and other standard procedures. There is nothing on record to indicate that any specific and concrete lead was available but ignored. The objection petition though referring to prior

enmity does not disclose any direct material connecting the alleged suspect namely VPS Crusher owner with the occurrence. There is no allegation that the said person himself drove the offending vehicle or that any vehicle belonging to him was involved. No witness has identified either the vehicle or the driver. Though the objection mentions availability of CCTV footage no such footage has been produced before this Court nor is there any material to show that such footage identifies the offending vehicle or the person responsible. Mere suspicion however strong cannot take the place of proof. The objection petition is based only on suspicion without supporting evidence. In the absence of any tangible material or specific lead directing further investigation would amount to a roving enquiry which is not warranted. This Court finds that the Investigating Officer has taken reasonable steps and in the absence of identifiable accused has rightly referred the case as undetected. Accordingly the objection petition is rejected and the final report is accepted as Undetected UN. However if any fresh material comes to light it is open to the Investigating Agency to reopen the investigation in accordance with law. The Final Report in Crime No. 394 of 2024 on the file of Uthukuli Police Station is accepted as Undetected UN. The objection petition is dismissed.

Hence, on considering the all the above the referred report filed by the Police in this case is accepted and the FIR is closed as Un-Detected [UN].

**District Munsif cum Judicial Magistrate,
Uthukuli.**