

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPEAL NO. 779 OF 2019
(Arising out of SLP (Criminal) No. 2106 of 2019)

A. ASOKAN

Appellant(s)

VERSUS

THE INSPECTOR OF POLICE & ANR.

Respondent(s)

O R D E R

We are satisfied that, in the present case, nothing that can even be remotely said to be criminal has been done by the appellant.

The appellant was called upon, by a letter dated 18.05.2009 written by the employer of a person who had the caste certificate in his favour to verify its correctness. By letter dated 12.06.2009, the appellant, who was the then Tahsildar, Nilakottai, Dindigul District, Tamil Nadu, wrote in answer to the said letter:

"I invite your attention to the reference cited.

It is ascertained that the caste certificate issued to Thiru P. Ramamurthi S/o Thiru C. Perumal of old Batlagundu, H/o Batlagundu Village, Nilakkottai Taluk, Dindigul District, Tamil Nadu as Hindu Malaivedan community is genuine and was issued by then Tahsildar vide this office Letter No. 9630/86/A5 dated 27.10.86."

Having heard learned counsel appearing for both the parties, we are of the view that the reply sent by the

appellant was basically to the effect that his predecessor had issued the caste certificate dated 27.10.1986, which is factually correct. The addition that the certificate is 'genuine' must be read along with this. This being the case, this is a fit case in which FIR No. 3/18 dated 11.05.2018 is to be quashed against the appellant.

We, therefore, set aside the impugned judgment and allow the appeal.

....., J.
[ROHINTON FALI NARIMAN]

....., J.
[VINEET SARAN]

New Delhi;
April 29, 2019.

ITEM NO.39

COURT NO.5

SECTION II-C

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No. 2106/2019

(Arising out of impugned final judgment and order dated 13-11-2018 in CRLP No. 17225/2018 passed by the High Court of Judicature at Madras at Madurai)

A. ASOKAN

Petitioner(s)

VERSUS

THE INSPECTOR OF POLICE & ANR.

Respondent(s)

(FOR ADMISSION and I.R.)

Date : 29-04-2019 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN
HON'BLE MR. JUSTICE VINEET SARAN

For Petitioner(s)

Mr. Gurukrishna Kumar, Sr. Adv.
Mr. Aravindh S., AOR
Mr. Munusamy, Adv.

For Respondent(s)

Mr. M. Yogesh Kanna, AOR
Mr. S. Partha Sarathi, Adv.
Mr. S. Raja Rajeshwaran, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeal is allowed in terms of the signed order.

(NIDHI AHUJA)
COURT MASTER (SH)

(RENU DIWAN)
ASSISTANT REGISTRAR

[Signed order is placed on the file.]