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SUPREME COURT

SC Draws the Line

Article 226 Can't Kill a Charge-Sheet Once Cognizance Steps In

Sheikh Rayees • September 8, 2025

PUBLISHED REPORT

The Supreme Court has clarified a crucial procedural crossroad—Article 226 of the Constitution may open the door to quashing an FIR or charge-sheet, but that door slams shut once a magistrate takes cognizance. After that point, the route to challenge lies under Section 528 of the Bharatiya Nagarik Suraksha Sanhita (the successor to Section 482 CrPC).

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