

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

FRIDAY, THE 4TH DAY OF SEPTEMBER 2015/13RD BHADRA, 1937

WP(C).No. 20390 of 2015 (W)

PETITIONER :

**RAMESH BABU, AGED 48 YEARS,
S/O. RAVINDRAN NAIR, RESIDING AT VENGOOR HOUSE,
LAKHASSERRY MURI, CHENGANNUR, ALAPUZHA DISTRICT
PIN - 689 121**

BY ADV. SRI.K.N.RADHAKRISHNAN(THIRUVALLA)

RESPONDENTS :

- 1. DISTRICT POLICE CHIEF,
ALAPUZHA DISTRICT, ALAPPUZHA PIN-688001**
- 2. DEPUTY SUPERINTENDENT OF POLICE
DCRB ALAPPUZHA DISTRICT, PIN-688001**
- 3. SUB INSPECTOR OF POLICE,
CHENGANNUR POLICE STATION, ALAPPUZHA DISTRICT
PIN-688001**

R1 TO R3 BY GOVERNMENT PLEADER SMT. SAREENA GEORGE

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 04-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

bp

APPENDIX

PETITIONER(S)' EXHIBITS

EXT.P1: COPY OF INFORMATION ISSUED FROM THE OFFICE OF DY.S.P.
CHENGANNUR DATED 24.9.2013.

EXT.P2: COPY OF THE FIR IN CRIME NO.1085/2014 OF CHENGANNUR POLICE
STATION DATED 28.5.2014.

EXT.P3: COPY REPRESENTATION SUBMITTED BEFORE THE STATE POLICE
CHIEF, KERALA DATED 29/5/2014.

RESPONDENT(S)' EXHIBITS : NIL.

//TRUE COPY//

P.A. TO JUDGE

bp

B.KEMAL PASHA, J.

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W.P.(C) No. 20390 of 2015

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Dated this the 4th day of September, 2015

J U D G M E N T

The request is to hand over the investigation of Crime No.1085/2014 of the Chengannoor Police Station, to the 2nd respondent, who is the Deputy Superintendent of Police (D.C.R.B), Alappuzha District. But it seems that presently the 2nd respondent has issued reply dated 21.07.2015 to the petitioner stating that he has gone through the investigation conducted by the present Investigating Officer and could note down, deficiencies and irregularities in the investigation and therefore, he has requested the District Police Chief to hand over the investigation to any other Dy.S.P.

2. When the 2nd respondent could note down, irregularities and deficiencies in the investigation conducted by the present Investigating Officer, it seems that the request forwarded by the petitioner can only be

granted. The continued investigation shall be conducted by the 2nd respondent herein.

In the result, this writ petition is allowed and the present Investigating Officer is directed to hand over all the records relating to the matter to the 2nd respondent, who is the Deputy Superintendent of Police, D.C.R.B, Alappuzha. The 2nd respondent shall continue the investigation and file the final report expeditiously.

Sd/-
B.KEMAL PASHA, JUDGE

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