

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.09.2015

CORAM:

THE HON'BLE Ms.JUSTICE K.B.K.VASUKI

Contempt Petition No.1386 of 2015

R.Vijayalakshmi .. Petitioner

Vs.

1.Prakash
Inspector of Police
E3, Teynampet Police Station
Chennai.

2.Saravanan
Inspector of Police
E3, Teynampet Police Station
Chennai.

(2nd respondent impleaded as per the order dated
07.09.2015 made in Sub-Application No.756 of 2015
in Contempt Petition No.1386 of 2015 dated
07.09.2015)

.. Respondents

Prayer :

Petition filed under Section 11 of the Contempt of Courts Act, 1971, to punish the Respondent for contempt of Court under Contempt of Courts Act, 1971 for disobeying and flouting the orders of this Court dated 14.07.2014 passed in CrI.O.P.No.15570 of 2014.

For Petitioner : Mr.R.Nalliyappan

For Respondent : Mr.Mohammed Riyaz
Government Advocate (CrI.Side)

O R D E R

Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.Side).

2.From the counter filed herein, it is now made very clear that investigation on earlier occasion was not held properly and there was a serious violation in not sending the visra report to the Forensic Science Department in order to find out the actual cause of the death. Though it is stated in the counter that the departmental action is taken against the police personnel, who is responsible for such lapse, that is not likely to clear the defect in investigation in this regard. The investigation is thereafter entrusted to the second respondent. At this stage, the petitioner has come forward with the present Crl.O.P.No.15570 of 2014 for completing the investigation and to file the final report. The investigation was completed and the case was closed as "Further action dropped" and the final report was submitted to the concerned Judicial Magistrate's Court on 27.08.2015.

3.Considering the manner of investigation done here, this Court directs the first respondent police to reopen the investigation and to take further investigation in proper direction under the guidance of Assistant Commissioner, Teynampet with periodical report to the Deputy Commissioner, T.Nagar and investigation to be completed within a period of five months from the date of receipt of a copy of this order.

4.With the above direction, this Contempt Petition is closed. No costs.

kj

SD/-
DEPUTY REGISTRAR (CLAA)

//Certified to be true copy//

Dated at Madras this the day of 2016.

COURT OFFICER (O.S.)

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SS/CO/04/02/2016

One CC to M/s.R.Nalliyappan, Advocate, Sr.No.11620

To

1.The Assistant Commissioner
Teynampet, Chennai.

2.The Deputy Commissioner
T.Nagar, Chennai.

3.Prakash
Inspector of Police
E3, Teynampet Police Station, Chennai.

4.Saravanan
Inspector of Police
E3, Teynampet Police Station, Chennai.

5.The Public Prosecutor
High Court, Madras.