

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 27.07.2015

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THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Crl.OP.No.17102 of 2015

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Petitioner

Vs

1.The Sub Inspector of Police,
Adhiyaman Kottai Police Station,
Adhiyaman Kottai,
Dharmapuri District.

2.The District Superintendent of Police,
Dharmapuri District,
Dharmapuri. ... Respondents

Prayer:- Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure to direct the 1st respondent to complete the investigation and to file final report in Crime No.418 of 2012 on the file of the 1st respondent within a stipulated time.

For Petitioner :Mr.C.Munusamy

For Respondents :Mr.C.Emalias
Additional Public Prosecutor

ORDER

Seeking a direction to the 1st respondent to complete the investigation and to file final report in Crime No.418 of 2012 on the file of the 1st respondent, the petitioner has come up with this petition.

2.Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor for the respondents and perused the materials placed on record.

3.It is represented by the learned Additional Public Prosecutor that the investigation in Crime No.418 of 2012 was completed as early as on 12.09.2012. But, the police have not filed the closure report before the concerned Court. The learned Additional Public Prosecutor further submitted that the police have now served the RCS notice on the defacto complainant by affixure on the door on 15.07.2015.

4.Under such circumstances, the police is directed to file the

closure report before the learned Judicial Magistrate No.II, Dharmapuri. Liberty is given to the defacto complainant to file Protest Application before the learned Judicial Magistrate No.II, Dharmapuri and the learned Magistrate is directed to take action in accordance with law as laid down by the Supreme Court in Vinay Tyagi Vs Irshad Ali reported in 2013 [5] SCC 762.

With the above directions, this petition is closed.

mps

s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

To

- 1.The Sub Inspector of Police,
Adhiyaman Kottai Police Station,
Adhiyaman Kottai,
Dharmapuri District.
- 2.The District Superintendent of Police,
Dharmapuri District,
Dharmapuri.
- 3.The Public Prosecutor,
High Court, Chennai.

+ 1 cc to Mr.C.Munusamy, Advocate SR 38113

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