

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 08.04.2015

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Cr1.OP No.8662 of 2015

Bank of Maharashtra,
Chennai Zone,
Rep by its Deputy General Manager
Mr.Ramesh Chandra Mishra ... Petitioner

Vs

Inspector of Police
Central Crime Branch,
Bank Fraud Wing-Team XII A,
Egmore, Chennai 220 ... Respondent

Prayer:- Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure to direct the respondent to register a FIR dated 19.09.2013, investigate the matter, bring the offenders to book and prosecute the offenders in accordance with law.

For Petitioner : Mr.S.P.Chockalingam

For Respondent : Mr.C.Emalias
Additional Public Prosecutor

ORDER

Seeking a direction to the respondent to register a FIR dated 19.09.2013, investigate the matter, bring the offenders to book and prosecute the offenders, in accordance with law, the petitioner has come up with this petition.

2.It is seen that the defacto complainant is a Public Sector Bank and they have lodged a complaint on 19.09.2013 with the Commissioner of Police, by making allegations against one M/s.Chennai Shipping Limited that they have given bogus LCs. The Police has conducted enquiry and called for the original documents from the Bank of Maharashtra, by sending notices, but the Bank Manager did not produce the original documents sofar. The petition enquiry was closed by the respondent police. Today, a copy of the closure report is furnished to the learned counsel for the petitioner across the bar.

3.It is seen that the complaint has to be lodged before the Central Bureau of Investigation, as the embezzlements pertains to Public Sector Undertakings. Hence, liberty is given to the petitioner to file a fresh complaint before the Central Bureau of Investigation and the same shall be dealt with in accordance with law. On such complaint being given the CBI may also look into the involvement of the Officers of the Bank in the offence.

With the above direction, this Criminal Original Petition is closed.

Sd/-
Asst.Registrar

/true copy/

Sub Asst. Registrar

To

1. The Inspector of Police
Central Crime Branch,
Bank Fraud Wing-Team XII A
Egmore, Chennai 220
2. The Public Prosecutor,
High Court, Madras.

1 cc to M/s.S.P. Chockalingam, Advocate, Sr. 19552

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