



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.07.2015

CORAM

THE HONOURABLE MR. JUSTICE M.M. SUNDRESH

Cr1.O.P. (MD) No.12570 of 2015andM.P. (MD) .No.1 of 2015

S.Prithiviraj

... Petitioner/Accused Rank not known

Vs.

1. The Director General of Police,
Dr.Radhakrishnan Road,
Mylapore,
Chennai.

2. The State,
represented by the Inspector of Police,
Tirunelveli Town Police Station,
Tirunelveli City.

3. The Inspector of Police,
C.B.C.I.D.,
Tirunelveli District.

... Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure to direct the third respondent to reinvestigate the case in P.R.C.No.46 of 2014 on the file of the learned Judicial Magistrate No.IV, Tirunelveli and file a final report afresh before the concerned Judicial Magistrate within the time limit that may be stipulated by this Court.

For Petitioner : Mr.G.Thalaimutharasu
For Respondents : Mr.K.Anbarasan
Govt. Advocate (Cr1.side)

O R D E R

This Criminal Original Petition has been filed seeking re-investigation on the ground that on the date of conspiracy, the petitioner was in Coimbatore and on the date of alleged occurrence, he was with the mother-in-law i.e., 40 kms. away from the place of occurrence.

2. Heard the learned counsel for the petitioner and the learned Government Advocate (Cr1.side).

3. Admittedly, the investigation is over and the matter is pending for committal. Once the matter is taken up by the jurisdictional Magistrate, the petitioner can very well file an application under Section 173(8) of Cr.P.C. Hence, this Criminal Original Petition is dismissed. Consequently, the connected Miscellaneous Petition is closed.



Sd/-
Assistant Registrar(CO)

/True Copy/

Sub Assistant Registrar

WEB COPY

To

1. The Director General of Police,
Dr.Radhkrishnan Road,
Mylapore,
Chennai.
2. The Inspector of Police,
Tirunelveli Town Police Station,
Tirunelveli City.
3. The Inspector of Police,
C.B.C.I.D.,
Tirunelveli District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Cr1.O.P.(MD)No.12570 of 2015

07.07.2015

akv
RJ 31.07.2015 2P/5C