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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.06.2015

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WEB COPY

THE HON'BLE MR.JUSTICE M.M.SUNDRESH

CRL.O.P.(MD)No.9958 of 2015

S.Valli Nayagam

.. Petitioner

Vs.

1.The Superintendent of Police,
O/o.The Superintendent of Police,
Tirunelveli District.
2.The Inspector of Police,
Nanguneri Police Station,
Tirunelveli District
(Crime No.202 of 2014)

.. Respondents

PRAYER: Criminal Original Petition filed under section 482 of the Code of Criminal Procedure, praying to issue a direction directing the respondent NO.1 to conduct Fresh De Nova Investigation in C.C.No.59 of 2015 on the file of the learned District Munisf cum Judicial Magistrate Court, Nanguneri in Crime No.202 of 2014 on the file of the respondent NO.2 dated 7.10.2014 and file a final report before the jurisdictional Magistrate within the time stipulated by this Court and pass any further order or orders as this Court may deem fit and proper under the circumstances of the case.

For Petitioner : Mr.T.Lajapathi Roy

For Respondents : Mr.K.Anbarasan
Government Advocate(Crl.side)

O R D E R

This petition has been filed under Section 482 of Cr.P.C seeking a direction to the respondent No.1 to conduct Fresh De Nova Investigation in C.C.No.59 of 2015 on the file of the learned District Munisf cum Judicial Magistrate Court, Nanguneri in Crime No.202 of 2014 on the file of the respondent No.2 dated 7.10.2014 and file a final report before the jurisdictional Magistrate within the time stipulated by this Court.

<https://hcservices.ecourts.gov.in/hcservices/>

2. Heard the learned counsel for the petitioner and the learned Government Advocate(Crl.side) appearing for the State.



3. The relief sought for by the petitioner cannot be granted for the simple reason that there is a remedy under Section 173(8) Cr.P.C. Hence, this petition is dismissed.

Sd/-
Assistant Registrar(Writs)

/True copy/

Sub Assistant Registrar

To

1.The District Munsif cum Judicial Magistrate,
Nanguneri, Tirunelveli District.

2The Superintendent of Police,
O/o.The Superintendent of Police,
Tirunelveli District.

3.The Inspector of Police,
Nanguneri Police Station,Tirunelveli District

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1cc to Mr.T.Lajapathi Roy,Advocate SR.No. 28421

CRL.O.P. (MD) No.9958 of 2015
08.04.2015

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PA/IV/17.06.2015/2P/6C