



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 28.03.2016

CORAM:

THE HONOURABLE MR. JUSTICE P.N. PRAKASH

Crl.O.P. (MD) No.3432 of 2016

Manoharan

... Petitioner

vs.

1.The Superintendent of Police,  
Office of the Superintendent of Police,  
Sivagangai District.

2.The Inspector of Police,  
Karaikudi South Police Station,  
Sivagangai District.

... Respondents

**PRAYER:** This petition is preferred under Section 482 Cr.P.C., to direct the respondent No.1 to transfer the investigation relating to the case in Crime No.179 of 2015 on the file of the respondent No.2 to any other police officer for completing investigation in the said case in accordance with law within the time stipulated by this Court.

For Petitioner : Mr.R.Alagumani

For Respondents : Mr.K.V.Rajaraman

Government Advocate (Crl.Side)

### O R D E R

This petition has been filed to direct the respondent No.1 to transfer the investigation relating to the case in Crime No.179 of 2015 on the file of the respondent No.2 to any other police officer for completing investigation in the said case in accordance with law within the time stipulated by this Court.

2. Heard the learned Counsel for the petitioner and the learned Government Advocate (Crl.Side) appearing for the State.

3. Today the respondent police has filed a counter affidavit wherein in paragraph No.4, it is stated as follows:

"4. It is submitted that it false to allege that this respondent herein failed to enquire the petitioner and other witnesses were not enquired. It is submitted



that totally statements of 16 witnesses were recorded including the names of the witnesses submitted by the petitioner herein and after a detailed enquiry the complaint has been closed as Mistake of Facts on 26.06.2015 and R.C. Notice was also sent to the petitioner by registered post on 01.10.2015 and the petitioner had received the same."

4. In view of the above, this Criminal Original Petition is dismissed with liberty to the petitioner to work out his remedy in the manner known to law.

Sd/-

Assistant Registrar(T&P)

/True copy/

Sub Assistant Registrar

To

1.The Superintendent of Police,  
Office of the Superintendent of Police, Sivagangai District.

2.The Inspector of Police,  
Karaikudi South Police Station, Sivagangai District.

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

+one cc to Mr.R.Alagumani, Advocate in SR.No.17394

Ssl

CSL/SKS-RR/01.04.2016 :2P/5C

**Cr1.O.P. (MD) No.3432 of 2016**  
**28.03.2016**