



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.11.2016

CORAM

THE HON'BLE MR.JUSTICE K.KALYANASUNDARAM

Crl.O.P.(MD) No.9142 of 2016

and

C.M.P.(MD)No.4561 of 2016

SaburKamil

.. Petitioners/Accused Nos.1 & 2

-Vs-

1.The State rep.,by
The Inspector of Police,
District Crime Branch,
Dindigul.
(Crime No.4 of 2016)

... 1st Respondent/Complainant

2.Abudahir

... 2nd Respondent/Defacto Complainant

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, praying to call for the records relating to the FIR in Crime No.4 of 2016 on the file of the first Respondent police and quash the same as illegal in so far as the Petitioner is concerned.

For Petitioner : Mr.R.Gandhi

For Respondent : Mr.P.Kannithevan
Government Advocate(Crl.Side)

O R D E R

This Criminal Original Petition is filed to call for the records relating to the FIR in Crime No.4 of 2016 on the file of the first Respondent police and quash the same as illegal in so far as the Petitioner is concerned.

2. The learned Government Advocate (Crl.Side), on instructions, would submit that the entire investigation is carried out by the present Investigating Officer and not by the Inspector of Police, who has registered the F.I.R. and the second respondent is awaiting for getting opinion from the Additional Public Prosecutor to file final report.



3. In view of the above submission, this case need not be transferred to any other agency for further investigation. Therefore, this Criminal Original Petition is dismissed. Consequently, the connected Miscellaneous Petition is also dismissed.

Sd/-
Assistant Registrar

/True copy/

Sub Assistant Registrar

To:

1. The Inspector of Police,
District Crime Branch,
Dindigul.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Cr1.O.P.(MD) No.9142 of 2016
15.11.2016

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SH/SKS-RR:02.12.2016:2P/3C