



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 27.04.2016

CORAM:

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

WEB COPY

CONT.P.(MD) No.660 of 2016
in
Crl.O.P.(MD) No.3702 of 2015

M.Gurusamy ... Petitioner/Petitioner

vs.

Esther
Inspector of Police
District Crime Branch
Virudhunagar District

... Respondent/3rd Respondent

Prayer: Petition is filed under Section 11 of the Contempt of Courts Act, 1971 to punish the respondent for deliberate and willful interference and obstruction the administration of justice of this Court by making false representation and laying false information in Crl.O.P.(MD) No.3702 of 2016, when came up for hearing on 02.03.2016.

Prayer in Crl.O.P.(MD)No.3702 of 2016: Criminal Original Petition filed under Section 482 of Cr.P.C., praying to transfer the investigation in Crime No.10 of 2015 on the file of the 3rd respondent to the 2nd respondent for fair and proper investigation and to file the final report in accordance with law.

For Petitioner : Mr.A.Sivasubramanian
For Respondent : Mrs.S.Prabha
Govt. Advocate (Crl.Side)

ORDER

Heard the learned counsel appearing for the petitioner and Mrs.S.Prabha, learned Government Advocate (Criminal Side) appearing for the respondent and perused the materials.

2. When the matter is taken up for hearing, the learned Government Advocate (Criminal Side) submitted that after completion of investigation, in Crime No.10 of 2015, on 24.07.2015 the respondent herein prepared a closure report and filed it before the learned Judicial Magistrate No.II, Virudhunagar, who has issued notice to the petitioner and pursuant to which he appeared before the learned Judicial Magistrate No.II, Virudhunagar and filed a protest application and the same is adjourned to 13.05.2016.



3. In view of the above, this contempt petition is closed with liberty to the petitioner to proceed with the protest application in view of the law laid down by the Hon'ble Supreme Court in **Vinay Tyagi vs. State of U.P. and others**, reported in **Laws (All)-2010-8-369**.

Sd/-
Assistant Registrar(Record)

/True copy/

Sub Assistant Registrar
Madurai Bench of Madras High Court,
Madurai.

krk
To:
1) Esther,
Inspector of Police,
District Crime Branch,
Virudhunagar District.

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

COPY TO:
The Judicial Magistrate No.II, Virudhunagar.

+1 cc to Mr.A.SIVASUBRAMANIAM, Advocate, SR No.24422

RG.DP-PM/17.05.2016 2P/5C

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