

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.04.2017

CORAM

THE HONOURABLE MR. JUSTICE R.MAHADEVAN

Crl.O.P.No.5882 of 2017

Dr.G.Jeyachandran

... Petitioner

Vs

State represented by
the Inspector of Police (L&O),
EOW-II, Salem District.

... Respondent

Criminal Original Petition filed under Section 482
Cr.P.C. to direct the respondent to file final report in Crime
No.3 of 2015 on the file of the respondent police.

For Petitioner : Mr.D.Bennington
For Respondent : Mr.C.Emalias, APP

ORDER

This Criminal Original Petition has been filed seeking
a direction to the respondent police to file a final report in
Crime No.3/2015 pending on his file.

2. The case of the petitioner is that as against one
Udhayachandran, he has lodged a complaint before the
Superintendent of Police, EOW-II, Salem, who, in turn, forwarded
the same to the respondent. Thereafter, a FIR in Crime No.3 of
2015 came to be registered for the offences punishable under
Sections 406, 420 and 506(ii) IPC on 09.04.2015. However, till
date, final report was not filed. Hence, this petition.

3. On the other hand, the learned Additional Public
Prosecutor, who took notice for the respondent, submitted that
in Crime No.3/2015, the respondent is unable to complete the
investigation, due to non-co-operation of the petitioner.
Learned Additional Public Prosecutor further submitted that the
petitioner has stated different address with regard to his place
of residence.

4. Heard both sides and perused the records.

5. Admittedly, the case is pending with the respondent police from 2015, which is, according to the learned Additional Public Prosecutor, due to non-cooperation of the petitioner. This Court is inclined to accept the same, as the petitioner has in the complaint, stated his place of residence at Chennai, whereas, in this petition, it has been stated that he is residing at Kanyakumari. When such being the case, this Court, in order to give quietus to the issue involved herein, directs the petitioner to appear before the respondent police with necessary documents, if any, within a period of one week from the date of receipt of a copy of this order. On such appearance, the respondent police is directed to conduct enquiry and thereafter, file a final report in Crime No.3 of 2015, as expeditiously as possible, preferably, within a period of twelve weeks. It is made clear that if the petitioner fails to appear before the respondent police within the time stipulated by this Court, it is open to the respondent to proceed further as per law.

6. Accordingly, the Criminal Original Petition is ordered.

Sd/-
Asst.Registrar (CS VI)

/true copy/

Sub Asst. Registrar

To

1.The Inspector of Police (L&O),
EOW-II, Salem District.

2.The Public Prosecutor, High Court, Madras.

+2CC to Mr. D. Bennington, Advocate Sr.No.22181

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