

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 21.02.2017
CORAM:
THE HONOURABLE MRS.JUSTICE PUSHPA SATHYANARAYANA
Tr.C.M.P.No.636 of 2013
and
M.P.No.1 of 2013

M.P.Saminathan

.. Petitioner

Vs.

1. The State of Tamil Nadu,
Represented by Home Secretary,
Fort St.George,
Chennai-600 009.
2. The Deputy Inspector General of Prisons,
Coimbatore Range, Coimbatore.
3. The District Superintendent of Police,
Tirupur District.
4. The District Collector, Tirupur. ... Respondents

Transfer Civil Miscellaneous Petition filed under Section 24 of the Civil Procedure Code praying to withdraw the suit in O.S.No.61 of 2013 on the file of the Principal District and Sessions Court, Tirupur and to transfer the same to the District and Sessions Court, Coimbatore.

For petitioner : Mr.N.Ramesh
For respondents : No appearance

ORDER

सत्यमेव जयते

This Tr.C.M.P. is filed by the plaintiff in O.S.No.61 of 2003, which is filed to direct the respondents/defendants to pay damages of Rs.15 lakhs for the illegal custody and detention of the plaintiff on 06.02.2012. The defendants are the Police authorities and the District Collector. It is alleged that the petitioner himself being a former Minister of the State of Tamil Nadu, the evidence may be tampered with at any point of time, if the suit is continued in Tirupur. Hence, he has sought for transfer of the suit to the District Court, Coimbatore. The said apprehension of the petitioner is only an imagination and the transfer of cases as prayed for, cannot be ordered under Section 24 CPC for such flimsy reasons. The said apprehension in the mind of the petitioner that the evidence will be tampered

and may go against him, cannot be entertained. Hence, the Tr.C.M.P. is dismissed. No costs. The Miscellaneous Petition is closed.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

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Copy to

1. The Principal District Court, Tirupur.
2. The Principal District Court, Coimbatore.
3. The Home Secretary, State of Tamil Nadu
Fort St. George,
Chennai-600 009.
4. The Deputy Inspector General of Prisons,
Coimbatore Range, Coimbatore.
5. The District Superintendent of Police,
Tirupur District.
6. The District Collector, Tirupur.

+1 cc to Mr.N.Ramesh Advocate sr 11013

+1 cc to Special Government Pleader(Cs) sr 11476

Tr.C.M.P.No.636 of 2013

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