

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.07.2017

CORAM :

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

Crl.OP.No.29191 of 2010
and MP.Nos.1 and 3 of 2010

Suseela Namachivayam (died)

Mrs.V.Devi

impleaded as per order dated 25.09.2013.
in Mp1/2010

... petitioner

Vs.

1.The Commissioner of Police,
City Commissioner Office,
Egmore, Chennai-8.

2.The Assistant Commissioner of Police
Mylapore Division,
Mylapore, Chennai-4.

3.The Inspector of Police,
Mylapore Police Station,
Mylapore, Chennai-4.

4.The Joint Director
Central Bureau of Investigation,
Haddows Road,
Chennai-6.

5.N.Kanniah

6.C.A.Raja Sridhar

5th and 6th respondents impleaded as per the order
of this Court dated 20.12.2010 in Mp 2/2010

... Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.PC to direct the 4th respondent herein to depute the Competent investigating Office and find out the real truth in the case of missing of the petitioner's husband Namachivayam based on the petitioner's complaint dated 11.12.2010.

For petitioner : M/s.T.P.Senthilkumar

For respondents : Mr.R.Ravichandran, GA (Crl.side)
for R1 to R3.
Mr.K.Srinivasan, Spl.PP for CBI for
R4.
Mr.A.Jenasenanan, for R5 and R6.

ORDER

Heard both sides.

2. Now, the investigation is pending before the State police and the prayer sought for in this petition to direct the 4th respondent/CBI to depute a competent officer to investigate into the matter is not at all maintainable, without transferring the investigation to the 4th respondent.

3. The learned counsel for the petitioner seeks permission of this Court to withdraw the present petition with liberty to file a fresh petition and he has also made an endorsement to that effect.

4. Recording the endorsement made by the learned counsel for the petitioner, this petition is dismissed as withdrawn, with liberty to file a fresh petition. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(CCC)

//True Copy//

सत्यमेव जयते Sub Assistant Registrar

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To

1.The Commissioner of Police, City Commissioner Office,
Egmore, Chennai-8.

2.The Assistant Commissioner of Police
Mylapore Division, Mylapore, Chennai-4.

3.The Inspector of Police,
Mylapore Police Station, Mylapore, Chennai-4.

4.The Joint Director
Central Bureau of Investigation,
Haddows Road, Chennai-6.

5.The Public Prosecutor,
High Court, Madras

6.The Special Public Prosecutor,
CBI cases, High Court, Madras.

+3cc to Mr.A.Jenasenan, Advocate SR.No.48408

CrI.OP.No.29191 of 2010

KK(CO)
GN(31/07/2017)



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