

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 7.8.2018

CORAM

THE HONOURABLE MR.JUSTICE HULUVADI G.RAMESH, ACJ
AND
THE HONOURABLE MR.JUSTICE S.S.SUNDAR

W.P.No.20210 of 2018

Silambarasan

Petitioner

Versus

- 1 The State of Tamil Nadu
Rep. by the Secretary
Department of Home
Secretariat Chennai.
- 2 The District Collector
Krishnagiri District.
- 3 The Chief Educational Officer
Krishnagiri District.
- 4 The Superintendent of Police
Krishnagiri District.
- 5 The Inspector of Police
District Crime Branch
Krishnagiri District.
- 6 Sri Vijaya Vidyalaya Matric
Higher Secondary School
rep by by Dr.K.Sampath Kumar
Principal No.33-B Bagalur Hudco
Hosur Krishnagiri District - 635 109

Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus to direct the 2nd respondent to further the investigation in FIR No.10/2015 on the file of the 5th respondent police and to file charge sheet.

For petitioner : Mr.T.Elumalai
For RR1, 2, 4 & 5 : Mr.E.Manoharan
Additional Government Pleader (F)

ORDER

(Order of the court was made by HULUVADI G.RAMESH,ACJ.)

Heard the learned counsel appearing for the petitioner and Mr.E.Manohar, learned Additional Government Pleader, who takes notice on behalf of respondents 1, 2, 4 and 5.

2. The writ petition has been filed seeking a mandamus to the second respondent to proceed further with the investigation in FIR No.10/2015 on the file of the fifth respondent police and to file charge sheet.

3. Having heard the learned counsel for the parties, we find that already, in this regard, based on the complaint, FIR has been filed and investigation has been initiated. and therefore, this petition does not survive for consideration for Public Interest Litigation and

Sofar as filing of final report or charge sheet is concerned, it will be done at the appropriate stage on conclusion of the enquiry and based on the material facts available. Initiation of the prosecution and filing of charge sheet is concerned, it can, in no way, be treated as of public interest. Accordingly, the writ petition is disposed of. No costs.

Sd/-

Assistant Registrar (CS-VIII)

//True Copy//

Sub Assistant Registrar

ssk.
To:

- 1 The State of Tamil Nadu
Rep. by the Secretary
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 - 4 The Superintendent of Police
Krishnagiri District.
 - 5 The Inspector of Police
District Crime Branch
Krishnagiri District.
- +1 CC TO GOVERNMENT PLEADER SR.NO. 54511

W.P.No.20210 of 2018

ASK (24/08/2018)