

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 01.10.2018

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

CRL.O.P.No.19081 of 2018

T.Raja

... Petitioner

Vs

The Inspector of Police,
Kalavi Police Station,
Vellore District.
Crime No.75/14

... Respondent

Criminal Original Petition filed under Section 482 Cr.P.C.,
praying to direct the respondent to file the final report in
Crime No.75 of 2014 on the file of the respondent within
stipulated period.

For Petitioner : Mr.M.Sathish Kumar

For Respondent : Mr.C.Raghavan, GA

ORDER

This Criminal Original Petition has been filed to direct the
respondent to file a final report in Crime No.75 of 2014.

2.Heard the learned counsel appearing for the petitioner and
the learned Government Advocate appearing for the respondent.

3.Today, Mr.S.Govindasamy, Inspector of Police, Kalavai
Police Station is present before this Court.

4.On instructions, learned Government Advocate submitted
that on the complaint given by the petitioner, the respondent
Police registered a case in Crime No.75 of 2014 on 02.05.2014
under Section 174(3) Cr.P.C. Thereafter, the case was altered
to one under Section 498A and 306 IPC and after completing the
investigation, the Police filed a Final Report before the
Judicial Magistrate, Arcot on 04.11.2015. But however, the same
has not been taken on file on the ground that the original
complaint and the FIR is not available in the office of the
Tahsildar, Arcot Taluk, where the complaint and the FIR was sent

initially. However, a copy of the complaint and the FIR is in the CD file. Just because the original complaint has been lost, the victim cannot be left without any remedy. It is always open to the Judicial Magistrate, Arcot to reconstruct the papers. Therefore, this Court directs the District Munsif-cum-Judicial Magistrate, Arcot to obtain a photocopy of the complaint and FIR from the CD file, reconstruct the same and take on file the Final Report in Crime No.75 of 2014.

With the above direction, this petition is ordered accordingly.

Sd/-
Assistant Registrar(Audit)

//True Copy//

Sub Assistant Registrar

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To

1.District Munsif-cum-Judicial Magistrate,
Arcot.

2.-Do- Thro The Chief Judicial Magistrate,
Vellore.

3.The Tahsildar,
Arcot Taluk,
Vellore District.

4.The Inspector of Police,
Kalavi Police Station,
Vellore District.

5.The Public Prosecutor,
High Court, Madras.

+1cc to Mr.M.Sathishkumar, Advocate Sr.67900

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srg 17/10/2018