

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.06.2018

CORAM:

THE HON'BLE MR. JUSTICE P.N. PRAKASH

Crl.O.P. No.24641 of 2017 & Crl.M.P. No.2138 of 2018

Immanuel

... Petitioner

vs.

1 State represented by its
Commissioner of Police
E.V.K. Sampath Salai
Vepery
Periamet
Chennai 600 007

2 Central Crime Branch
O/o the Commissioner of Police
E.V.K. Sampath Salai
Vepery
Periamet, Chennai 600 007

3 Economic Offences Wing
SIDCO, Old Corporate Building I Floor
Garment Complex - II
Thiru.Vi.Ka. Industrial Estate
Guindy, Chennai 600 032

4 S. Padmini

...Respondents

(R4 impleaded vide order dated 23.03.2018
passed in Crl.M.P. No.4758 of 2018)

Criminal Original Petition filed under Section 482 Cr.P.C.
to direct the respondents to comply with the order dated
08.06.2017 passed by this Court in Crl.O.P. No.8443 of 2017 and
consequently, direct the respondents to conduct the
investigation in a reasonable time.

For petitioner Mr. Rajagopal Vasudevan

For RR 1 to 3 Mrs. Kritika Kamal P.

Government Advocate (Crl. Side)

For R4

Mr. G. Krishnakumar

ORDER

This Criminal Original Petition has been preferred seeking to direct the respondents to comply with the order dated 08.06.2017 passed by this Court in Crl.O.P. No.8443 of 2017 and consequently, direct the respondents to conduct the investigation in a reasonable time.

2 Today, Ms. Chitra, Inspector of Police, E.O.W. (Headquarters), who is the Investigating Officer for the case at hand, is present before this Court. She has filed a status report dated 04.06.2018 detailing the steps that have been taken to secure Amardeep Singh Saran (A2) and other accused involved in E.O.W. II Chennai Cr. No.3 of 2016.

3 On instructions, the learned Government Advocate (Crl. Side) submitted that the petitioner will also be taken as a witness in E.O.W. II Chennai Cr. No.3 of 2016.

4 At this juncture, it is worth pointing out that while holding sitting at the Madurai Bench, I had an occasion to deal with the issue at hand in Crl.O.P. (MD) Nos. 18312 to 18314 of 2016, wherein, on 21.02.2018, a detailed order was passed. It would suffice to extract paragraph no.4 of the said order as under:

4. On a perusal of the Criminal Original Petitions and connected records, it is seen that Ammandeep Singh Sran is still in the Central Prison, Raipur, as could be seen from the vakalat that has been executed by him before the Superintendent of Prison, Central Prison, Raipur. In such view of the matter, this Court is of the view that it may be necessary to issue the following direction to the Superintendent of Prison, Central Prison, Raipur, Chhattisgarh State: सत्यमेव जयते

"The Superintendent of Prison, Central Prison, Raipur shall not release Ammandeep Singh Sran, S/o. Harmander Singh Sran from custody even if he has been granted bail by the Courts in other States and in execution of the Prisoner Transit warrant issued by the Special Court for TNPID Act Cases, Madurai, produce him before the Special Court for TNPID Act Cases, Madurai. On such production, it is open to the Tamil Nadu State police to intervene and take further proceedings in the three

pending cases against him."

5 In view of the above, the respondent police is directed to take all steps for attaching the properties of the financial establishment under the TNPID Act and expeditiously complete the investigation. Liberty is given to the petitioner to provide all information about the accused company to the E.O.W.II, Chennai, for their investigation.

With the above directions, this Criminal Original Petition is disposed of. Connected Crl.M.P. is closed.

Sd/-

Assistant Registrar(CS IX)

//True Copy//

Sub Assistant Registrar

To

- 1 The Commissioner of Police
E.V.K. Sampath Salai
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Periamet
Chennai 600 007
- 2 The Central Crime Branch
O/o the Commissioner of Police
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Thiru.Vi.Ka. Industrial Estate
Guindy, Chennai 600 032
- 4 The Public Prosecutor
High Court of Madras
Chennai 600 104

+1cc to Mr.Vijayalakshmi, Advocate, S.R.No.38877

Crl.O.P. No.24641 of 2017

RSK(CO)
GSP(04/07/2018)