

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.06.2018

CORAM:

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

Crl.O.P. No.11907 of 2018
and Crl.M.P.No.6285 of 2018

Thavasimani

Petitioner

vs.

1.State by
The Superintendent of Police
O/o Superintendent of Police
Erode District, Erode.

2.Inspector of Police
Vellithiruppur Police Station
Erode District.

Respondents

Criminal Original Petition filed under Section 482, Cr.P.C. to transfer the investigation pending in Cr.No.340 of 2017 on the file of the 2nd respondent police to any other competent investigation agency.

For petitioner Mr.E.P.Senniyangiri
For Respondents Mrs.Kritika Kamal, P
Government Advocate [Crl.Side]

ORDER

This Criminal Original Petition has been filed to transfer the investigation pending in Cr.No.340 of 2017 on the file of the 2nd respondent police to any other competent investigation agency.

2. It is seen that the petitioner's daughter was having an affair with a married person, which was resisted by the latter's wife. When the petitioner's daughter was asked to sever the relationship, she is said to have committed suicide by self-immolation in her house and a case in Cr.No.340 of 2017 has been registered under Section 174(3) Cr.P.C. on 17.12.2017 and the investigation is said to have been conducted by the Assistant Commissioner of Police. Not satisfied with the investigation,

the present petition has been filed for transfer of investigation.

3. On a perusal of the Case Diary, it is seen that the offence has been altered from Section 174 (3) Cr.P.C. to Section 306 IPC.

4. In the opinion of this Court, an offence under Section 302 IPC cannot be included in a case of this nature and this Court does not find any serious infirmity in the investigation of the case warranting transfer.

Hence, this petition is closed with a direction to the respondent police to complete the investigation expeditiously. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

gms
To

1.The Superintendent of Police, O/o Superintendent of Police,
Erode District, Erode.

2.The Inspector of Police, Vellithiruppur Police Station, Erode
District.

3.The Public Prosecutor, High Court, Chennai.

CrI.O.P. No.11907 of 2018

nr 09/07/2018

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