

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.04.2018

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Crl.OP.No.12396 of 2018

1. M.Senthil Kumar
2. D.Udhaya Kumar

...Petitioners

Vs

State Rep By
Inspector of Police (L & O),
Udayarpalayam Police Station,
Ariyalur.

...Respondent

Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure to direct the respondent police, Udayarpalayam Police Station to alter the F.I.R in Cr.No.24 of 2018 by implicating Section 307 of I.P.C.

For Petitioners : Mr.S.Michael
For Respondent : Mrs.Kritika Kamal.P
Government Advocate (Crl.Side)

O R D E R

This Criminal Original Petition has been filed seeking a direction to the respondent police to alter an F.I.R in Crime No.24 of 2018, by implicating Section 307 of I.P.C.

2. In view of the law laid down by the Supreme Court in Shariff Ahmed and others vs. State (NCT of Delhi) [(2009) 14 SCC 184], this Court cannot issue a direction as to how they should conduct the investigation unlike civil cases, where the Code of Civil Procedure provides amendment of pleadings, there are no analogous provisions under the Code of Criminal Procedure for the amendment of FIR. It is for the investigating agency to file an appropriate alteration report, whenever it is found necessary.

Hence, this petition is closed.

Sd/-
ASST. REGISTRAR

/TRUE COPY/

SUB ASST. REGISTRAR

To

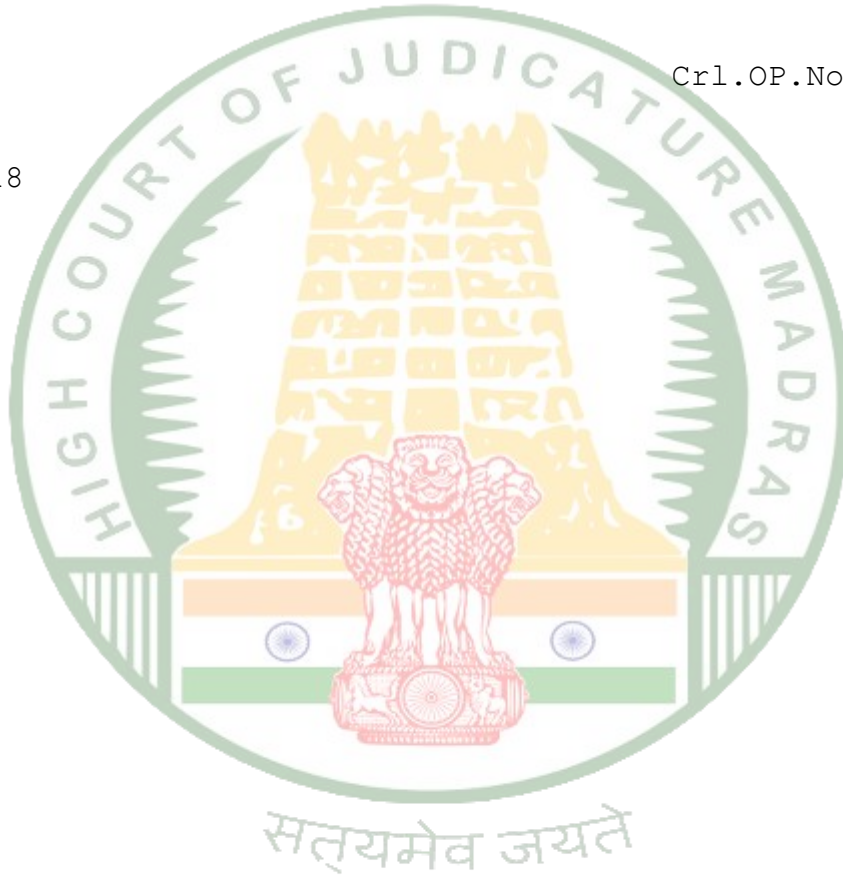
1. The Inspector of Police (L & O),
Udayarpalayam Police Station,
Ariyalur.

2. The Public Prosecutor
High Court, Madras.

+2 ccs to Mr.S.Michael, Advocate SR.NO. 31376

Cr1.OP.No.12396 of 2018

RV(CO)
JK 16/05/18



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