

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 02.07.2018

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

CRL.O.P.No.16810 of 2018

A.Sheik Dawood

.. Petitioner

Vs

1. The Commissioner of Police,
Vepery,
Chennai.

2. The Inspector of Police,
P-2, Otteri Police Station,
Chennai.

.. Respondents

Criminal Original Petition filed under Section 482 of Cr.P.C., praying to transfer the investigation in the Crime No.46/2018 on the file of the Inspector of Police, Otteri, Chennai to some other agency or to the office of the Superior Grade to investigate the case.

For Petitioner : Mr.M.Balaji

For Respondents : Ms.Kritika Kamal .P.
Govt. Advocate (Crl.Side)

O R D E R

This petition has been filed seeking direction to transfer the investigation in Crime No.46 of 2018 from the file of the Inspector of Police, Otteri, Chennai to some other agency or to the office of the Superior Grade to investigate the case.

2.Heard the learned counsel for the petitioner and the learned Government Advocate [Crl. Side] appearing for the respondents and perused the materials placed on record.

3.On the general directions issued by this Court in Crl.O.P.No.24379 of 2017, on the complaint given by the petitioner, the respondent Police have registered a case in Crime No.46 of 2018 dated 17.01.2018 under Sections 406, 448, 427 and 506[1] of IPC against one Sulochana and four others. Not satisfied with the investigation, the de facto complainant is before this Court with the above prayer.

4.Today, Ms.B.Santha, Sub Inspector of Police, Otteri Police Station is present before this Court.

5.On a reading of the FIR, it is seen that the de facto complainant had purchased the property in question from Sulochana [A1] on 21.11.2016 and thereafter, Sulochana [A1] and her family members are harassing the petitioner.

6.Taking into consideration the nature of the allegations in the FIR, this Court is of the view that this is not a fit case to transfer the investigation to any other agency. However, this Court directs the Assistant Commissioner of Police in charge of P-2 Otteri Police Station to monitor the investigation in Crime No.46 of 2018, that is being conducted by the Inspector of Police, P-2 Otteri Police Station. The Police shall complete the investigation in Crime No.46 of 2018 expeditiously within a period of six months from the date of receipt of a copy of this order and either file a Closure Report or a Charge Sheet as the case may be under due intimation to the de facto complainant.

With the above direction, this petition is closed.

Sd/-

Assistant Registrar(CS-IV)

//True Copy//

Sub Assistant Registrar

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To

1. The Commissioner of Police,
Vepery,
Chennai.

2.The Assistant Commissioner of Police,
in charge of P-2 Otteri Police Station,
Chennai.

3.The Inspector of Police,
P-2, Otteri Police Station,
Chennai.

4.The Public Prosecutor,
High Court, Madras.

+ 1 cc to MR. M. Balaji, AdvocateSr.42124

CRL.O.P.No.16810 of 2018

(CS-IV)

EU (12/07/2018)

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