

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.07.2018

C O R A M

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

CrI.O.P.No.17195 of 2018

Mokkayi  
W/o.Veeramuthu

...Petitioner

Vs.

State rep. by  
The Inspector of Police,  
Thalavai Police Station,  
Ariyalur District.

... Respondent

Criminal Original Petition is filed under Section 482 of Cr.P.C to transfer the investigation in Crime No.56 of 2018 on the file of the respondent police station to CB CID, Ariyalur.

For Petitioner: Mr.P.Pugalenthir

For Respondent: Mr.C.Raghavan  
Government Advocate.

O R D E R

This criminal original petition has been filed to transfer the investigation in Crime No.56 of 2018 on the file of the respondent police to CB CID, Ariyalur.

2. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (CrI.Side) appearing for the respondent.

3. On the complaint lodged by the petitioner, the respondent police have registered a case in Crime No.56 of 2018 on 15.05.2018 for the offence under Sections 147, 148, 294(b), 448, 323, 324, 355, 506(ii) of IPC and Section 3 of Tamil Nadu Public Property (Prevention of Damage & Loss) Act, 1992 against Rajenderan and others. Not satisfied with the progress of investigation, this petition has been filed with the above prayer.

4. Mr.P.Pugalenth, learned counsel for the petitioner, who submitted that the petitioner has been excommunicated from the village. However, the learned Government Advocate (Crl.Side) submitted that the dispute between the petitioner and the accused is essentially civil in nature and that has been given a criminal colour.

5. Be that as it may, this Court is of the view that this is not a fit case to transfer the investigation to any other agency. However, the Deputy Superintendent of Police, Ariyalur is directed to monitor the investigation in Crime No.56 of 2018 that has been conducted by the Inspector of Police. The investigation shall be conducted expeditiously and thereafter, it is open to the police to file a charge sheet or closure report as the case may be under due intimation to the defacto complainant.

With the above direction, this petition is closed.

Sd/-  
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

kmi  
To

1. The Inspector of Police,  
Thalavai Police Station,  
Ariyalur District.
2. The Deputy Superintendent of Police,  
Ariyalur.
3. The CBCID,  
Ariyalur.
4. The Public Prosecutor,  
High Court, Madras.

+lcc to Mr.P.Pugalenth, Advocate Sr.43401

Crl.O.P.No.17195 of 2018

BS(CO)  
srg 20/07/2018