

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED:01.04.2019
CORAM:
THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN
Crl.O.P.No.3468 of 2018

Ramesh

...Petitioner

Vs.

1.The Director General of Police
Chennai
Tamil Nadu

2.The Commissioner of Police
Office of the Commissioner of Police
Coimbatore-18

3.The Inspector of Police
Crime Branch
(Previously B-9 Police Station)
E-3, Police Station
Saravanampatti
Coimbatore-35

4.The Director General
Central Bureau of Crime Investigation Department
SIDCO Electronics Complex
Block No.3, First Floor
Guindy Industrial Estate
Chennai-32

...Respondents

PRAYER:Criminal Original Petition is filed under Section 482 of Cr.P.C., to direct the first respondent to transfer the investigation in FIR 634 of 2015 dated 08.12.2015 to the file of the CENTRAL BUREAU OF CRIME INVESTIGATION DEPARTMENT for further investigation and file a final report within the time frame fixed by this Court.

For Petitioner : Mr.E.D.Sethupathi

For Respondents: Mr.M.Mohamed Riyaz for R1 to R3
Additional Public Prosecutor

ORDER

The Criminal Original Petition has been filed by the petitioner under Section 482 of Cr.P.C., to direct the first respondent to transfer the investigation in FIR 634 of 2015 dated 08.12.2015 to the file of the CENTRAL BUREAU OF CRIME INVESTIGATION DEPARTMENT for further investigation and file a final report within the time frame fixed by this Court.

2.The learned counsel for the petitioner would submit that on 16.11.2014 he went outstation and returned to Coimbatore only on 18.11.2014 and to his shock he found that the lock had been removed and a new lock was put up in the door and found the machineries kept in the workshop had been found stolen and missing. Hence, a complaint was lodged before the 3rd respondent. The petitioner also filed a petition in CrI.O.P.No.19750 of 2015 seeking to register FIR. Accordingly, Crime No.634 of 2015 has been registered by the 3rd respondent. The petitioner also repeatedly informed the 3rd respondent about the accused persons and machineries but no action was taken by the respondent police. Only one person is said to have been arrested and released on bail. Other accused are still absconding not even applied anticipatory bail. Hence, this petition.

3.Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor.

4.Considering the fact that FIR in Crime No.634 of 2015 is pending from 08.12.2015, this Court is not inclined to transfer the investigation as the transferring would affect the investigation. However, the 3rd respondent is hereby directed to complete the investigation and file a final report in Crime No.634 of 2015 within a period of three months from the date of receipt of a copy of this order.

5.Accordingly, this Criminal Original Petition stands disposed of.

Sd/-
Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

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To.

1.The Director General of Police
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Tamil Nadu

2.The Commissioner of Police
Office of the Commissioner of Police
Coimbatore-18

3.The Inspector of Police
Crime Branch
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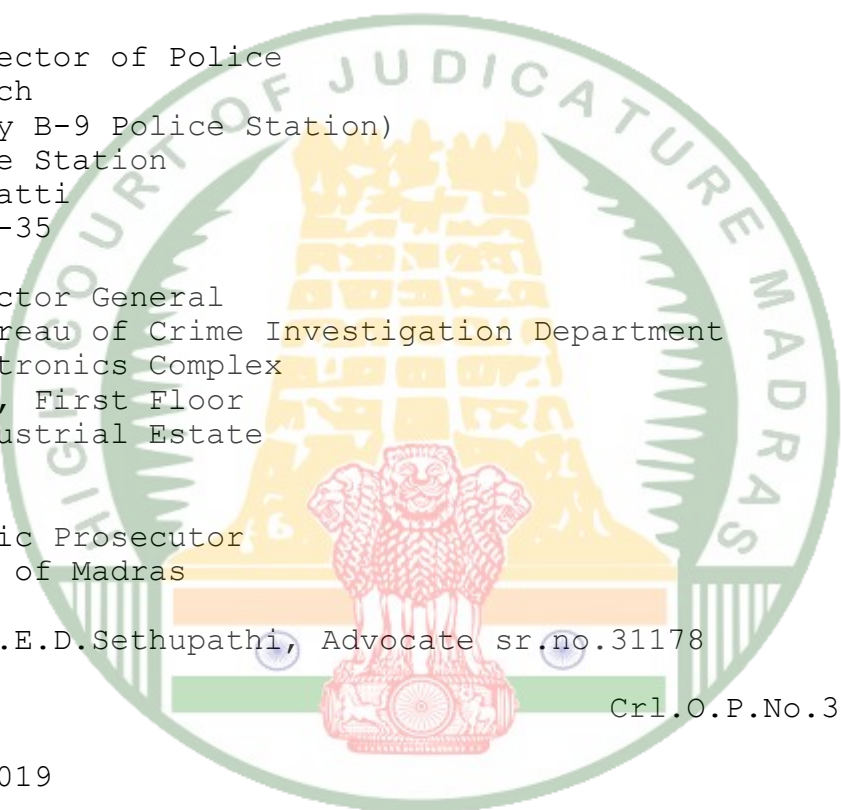
4.The Director General
Central Bureau of Crime Investigation Department
SIDCO Electronics Complex
Block No.3, First Floor
Guindy Industrial Estate
Chennai-32

5.The Public Prosecutor
High Court of Madras

+1cc to Mr.E.D.Sethupathi, Advocate sr.no.31178

CrI.O.P.No.3468 of 2018

nr 03/05/2019

The seal of the High Court of Madras is a circular emblem. It features a central yellow temple gopuram (tower) with a red lion capital on top. The words "HIGH COURT OF JUDICATURE MADRAS" are written in a green circle around the gopuram. Below the gopuram is a red lion capital with a wheel in the center. At the bottom of the seal, the Sanskrit motto "सत्यमेव जयते" (Satyameva Jayate) is written in Devanagari script.

सत्यमेव जयते

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