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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.07.2019

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

CRL.O.P.No.5266 of 2016

K.Kuppusamy

... Petitioner

Vs.

1. State Rep. by
Sub-Inspector of Police,
Deevattipatty Police Station,
Salem District,
Crime No.91 of 2016

2. Nallathambi
3. Thirumurugan
4. Mari
5. Rasipillai

... Respondents

Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to direct the first respondent to alter the F.I.R. and brining the accused 1 to 4 under Section 307 and other applicable IPC against them as per the Crime No.91 of 2016 on the file of the Sub-Inspector of Police, Deevattipatty Police Station.

For Petitioner : Mr.C.Girishbabu

For R1 : Mr.C.Raghavan
Government Advocate

For R2 to R5 : Mr.C.Prabakaran

ORDER

This petition has been filed seeking to direct the respondent police to alter the F.I.R. and to add Section 307 of IPC in the FIR.



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2. The learned Government Advocate on instructions would submit that the FIR was registered on 17.02.2016 for offence under Sections 294(b), 323 and 506(ii) of IPC. The investigation is in progress. If, in the course of investigation, the respondent police collected sufficient materials, the offences will be accordingly altered and all the accused persons will be brought to book.

3. In view of the above submission, there shall be a direction to the first respondent to continue the investigation effectively and based on the materials collected during the course of investigation, either alter the FIR or file a final report in Crime No.91 of 2016 within a period of two months from the date of receipt of a copy of this order.

4. This Criminal Original Petition is disposed of with the above direction.

Sd/-

Assistant Registrar(CS)

//True Copy//

Sub Assistant Registrar

raja

To

1. The Sub-Inspector of Police,
Deevattipatty Police Station,
Salem District.

2. The Government Advocate,
High Court, Madras.

+1cc to Mr.C.Prabakaran , Advocate SR.No. 55049

+1cc to Mr.C.Girishbabu , Advocate SR.No. 54800

CRL.O.P.No.5266 of 2016

spd (CO)
A.SK(08/08/2019)