

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.04.2019

CORAM:

THE HON'BLE MR.JUSTICE G.K.ILANTHIRAIYAN

CRL.OP.No.11899 of 2019
and CRL.M.P.No.6170 of 2019

Kalaiselvam

... Petitioner/Defacto Complainant

Vs.

Inspector of Police,
Railway Police Station,
Avadi, Chennai - 600 054. ... Respondent/Complainant

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C., to pass an order of direction, directing the respondent to produce the actual witness Mrs.Samundeeswari, Wife of Jayakumar, resident of No.8/169, Sathya Nagar 1st street, Kovilambakkam, Chennai - 600 117, and examine her as Prosecution Witness in the above S.C.No.172 of 2015, on the file of the Sessions Judge, Mahalir Neethi Mandram (Fast Track Mahila Court) Thiruvallur.

For Petitioner : Mr.J.William Shakesphere

For Respondent : Mr.M.Mohamed Riyaz
Additional Public Prosecutor

O R D E R

The Criminal Original Petition has been filed seeking direction for directing the respondent to produce the actual witness Mrs.Samundeeswari, Wife of Jayakumar.

2.It is seen that the Investigating Officer, while filing final report along with the list of witnesses mentioned that Mrs.Samundeeswari, Wife of Jayakumar as LW-8. Actually, the said Samundeeswari is a Wife of Arumugam and she was examined as PW-9.

3.It is also seen from the evidence that she is the correct person who was enquired by the Investigating Officer as LW-8. The prosecution examined only the correct person. Therefore,

this Court finds no merit in the petition.

4.With the above observation, the Criminal Original Petition is dismissed. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS V)

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Sub Assistant Registrar

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To

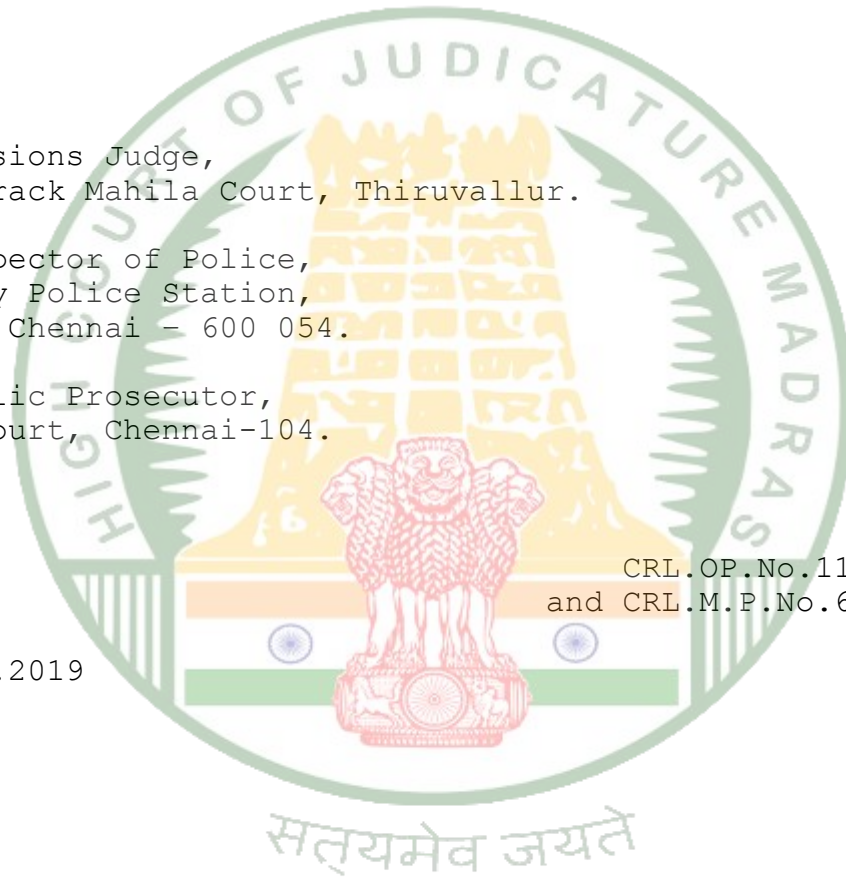
1.The Sessions Judge,
Fast Track Mahila Court, Thiruvallur.

2.The Inspector of Police,
Railway Police Station,
Avadi, Chennai - 600 054.

3.The Public Prosecutor,
High Court, Chennai-104.

SAI (CO)
CSL/25.06.2019

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