

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 18.01.2019

CORAM
THE HON'BLE MR.JUSTICE N.ANAND VENKATESH

W.P.No.30874 of 2014
and W.M.P.No.2 of 2014

N.Natarajan

... Petitioner

-Vs-

1. The Superintendent of Police,
Tiruppur District, Tiruppur.
2. The Inspector of Police,
(Land Grabbing Special Wing)
District Crime Branch, Tiruppur.
3. The Inspector of Police,
CBCID, Tiruppur, Tiruppur District.
4. M.Balasubramanian

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing the 1st respondent to transfer the investigation in so far relates to Crime No.2 of 2013 from the file of the 2nd respondent to the file of the 3rd respondent for further investigation.

For Petitioner : Mr.C.Prakasam

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

सत्यमेव जयते
: Mr.N.S.Sivakumar
J.Ramkumar for R4

ORDER

This writ petition has been filed seeking for transfer of the investigation in Crime No.2 of 2013, pending on the file of the 2nd respondent.

2. It is seen from records that there are civil proceedings pending between the parties and presently, it is at the stage of appeal in A.S.No.6 of 2012, pending on the file of the Sub-Court, Dharapuram. This appeal has been filed by this petitioner. That apart, during the pendency of this writ

petition, it was also reported before this Court that an enquiry was conducted by the Tahsildar, Kangeyam and the land was also measured and an order was also passed in that regard.

3. The learned Additional Public Prosecutor would submit that the respondent police have completed the investigation and no final report has been filed in view of the pendency of the writ petition.

4. In the facts and circumstances of the case, the relief as sought for by the petitioner cannot be granted by this Court. The respondent police is directed to complete the investigation and file a final report or closure report, as the case may be, within a period of one month from the date of receipt of a copy of this order.

5. Accordingly, the writ petition is disposed of. No Costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

ssr/kal

To

1. The Superintendent of Police,
Tiruppur District, Tiruppur.
2. The Inspector of Police,
(Land Grabbing Special Wing)
District Crime Branch, Tiruppur.
3. The Inspector of Police,
CBCID, Tiruppur, Tiruppur District.
4. The Public Prosecutor,
High Court, Madras.

W.P.No.30874 of 2014
and W.M.P.No.2 of 2014

AK(CO)

rrs 05/02/2019