



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.10.2019

CORAM

THE HONOURABLE MR. JUSTICE M.S. RAMESH

Crl.O.P.No. 26151 of 2019

and

Crl.M.P.No.13946 of 2018

T.Shanmuga Rajan

...Petitioner/Accused 2

Vs

The State rep by
The Sub Inspector of Police (Crime),
Uthukottai Police Station,
Near Anna Salai,
Thiruvallur District,
Chennai.

...Respondent/Complainant

PRAYER : Criminal Original Petition filed under Section 482 of Cr.P.C, praying to call for the entire records pursuant to the Crime No.263 of 2019 on the file of respondent, quash the same by allowing this Criminal Original Petition.

For Petitioner : Mr.S.Saravanan

For Respondent : Ms.Saratha Devi.V

Government Advocate(Crl.side)

O R D E R

The Criminal Original Petition is filed to call for the entire records pursuant to the Crime No.263 of 2019 on the file of respondent and quash the same.

2. The learned counsel for the petitioner submitted that the petitioner is not a owner of the lorry and that his wife, who is the owner of the lorry has valid permits to transport silica sand and therefore, the offences are not made out. The issue as to whether such transport has valid permit or not and the materials are transported using those permit, requires investigation. Therefore, this Court may not be justified in rendering a finding which is a subject matter for investigation. Nevertheless, if the respondent is directed to complete the investigation within a stipulated time, the ends of justice could be secured.



3. In the light of the above observations, the respondent is directed to complete the investigation as expeditiously as possible, in any event, within a period of three months from the date of receipt of a copy of this order. Accordingly, the Criminal Original Petition is disposed of. Consequently, connected Miscellaneous Petition is closed.

Sd/-
Assistant Registrar(Insp.cell)

//True copy//

Sub Assistant Registrar

vkr

To

1.The Sub Inspector of Police (Crime),
Uthukottai Police Station,
Near Anna Salai,
Thiruvallur District,
Chennai.

2. The Public Prosecutor,
High Court of Madras.

+1cc to Mr.S.Saravanan, Advocate SR.No.88821

Crl.O.P.No. 26151 of 2019
and
Crl.M.P.No.13946 of 2018

NMI (CO)
GMY (27/11/2019)