

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.06.2019

CORAM

THE HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CrI.O.P.No.23172 of 2017
and CrI.M.P.No.13488 of 2017

S.Ragupathi

...Petitioner/Accused

Vs.

The Inspector of Police,
Anakkavoor Police Station,
Anakkavoor, Cheyyar Taluk,
Thiruvannamalai District.
(Crime No.23 of
2013)

... Respondent/Complainant

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C to withdraw and transfer the case in C.C.No.252 of 2015 from the file of the Judicial Magistrate, Cheyyar, Thiruvannamalai District to the file of the Judicial Magistrate, Tindivanam, Villupuram District or any other Court in Villupuram District.

For Petitioner : Mr.C.Prakasam

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

ORDER

This Criminal Original Petition has been filed seeking for transfer of the case pending in C.C.No.252 of 2015, on the file of the learned Judicial Magistrate, Cheyyar to learned Magistrate Tindivanam.

2. The present petition itself was filed based on the allegations made against the Presiding Officer. Now the Presiding Officer has changed and therefore, no cause of action survives to maintain the present petition.

3. It is seen that the final report has been filed for offences under Section 294(b), 341, 188 and 506(i) of IPC. A final report filed for an offence under Section 188 of Cr.P.C. is not maintainable and the same is quashed.

4. This Criminal Original Petition is disposed of with a direction to the learned Judicial Magistrate, Cheyyar, to proceed further with the case for the offences under Sections 294(b), 341 and 506(i) of IPC and complete the proceedings in C.C.No.252 of 2015, within a period of three months from the date of receipt of copy of this order. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

msrm/rka

To

1. The learned Judicial Magistrate,
Cheyyar,
Thiruvannamalai District.

2. The Inspector of Police,
Anakkavoor Police Station,
Anakkavoor, Cheyyar Taluk,
Thiruvannamalai District.
(Crime No.23 of 2013)

3.The Public Prosecutor,
Madras High Court,
Madras.

+1cc to M/s.C.Prakasam, Advocate Sr.53314

Crl.OP.No.23172 of 2017
and Crl.MP.No.13488 of 2017

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