

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.11.2019

CORAM

THE HONOURABLE MR. JUSTICE M.S.RAMESH

Crl.O.P.No.27695 of 2019

S.Lakshmi

...Petitioner

Vs

1.The Director General of Police,
Office of the Director General of Police,
Dr.Radhakrishnan Road,
Mylapore, Chennai 600 004.

2.The Superintendent of Police,
Office of the Superintendent of Police,
Tiruvallur District 601 207.

3.The State rep by
The Inspector of Police,
Sipcot F-2, Police Station,
Gummidipoondi Taluk,
Tiruvallur District 601 201.

...Respondents

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C., to direct the third respondent to alter the FIR No.271 of 2019 dated 08.09.2019 and include under Section 307 of IPC on the file of final report before the Competent Court, within the time stipulated by this Court.

For Petitioner : Mr.B.Chandran

For Respondents: Mr.C.Iyyapparaj
Additional Public Prosecutor

O R D E R

This Criminal Original Petition has been filed for directing the third respondent to alter the FIR No.271 of 2019 dated 08.09.2019 and include under Section 307 of IPC on the file of final report before Competent Court, within a stipulated time.

2. The grievance of the petitioner is that the injuries sustained by her are multiple injuries and such offence under Section 307 of IPC would be attracted. Hence, the petitioner has

sought for a direction for alteration of the offence in FIR.No. 217 of 2019. It is seen that the investigation is still pending and the charge sheet is yet to be filed. At this juncture, it would not be appropriate to direct the third respondent police to alter the offence which is subject matter of the investigation. Nevertheless, if the third respondent is directed to complete the investigation within a stipulated time, with liberty to the petitioner to challenge the charge sheet, if any, the ends of justice could be secured.

3. In the light of the above observations, there shall be a direction to the third respondent to complete the investigation in FIR.No.217 of 2019 dated 08.09.2019 within a period of eight (8) weeks from the date of receipt of a copy of this order. Accordingly, the Criminal Original Petition is disposed of.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

vkr
To

- 1.The Director General of Police,
Office of the Director General of Police,
Dr.Radhakrishnan Road,
Mylapore, Chennai 600 004.
- 2.The Superintendent of Police,
Office of the Superintendent of Police,
Tiruvallur District 601 207.
- 3.The Inspector of Police,
Sipcot F-2, Police Station,
Gummidipoondi Taluk,
Tiruvallur District 601 201.
4. The Public Prosecutor,
High Court of Madras.

+1cc Mr.B.Chandran, Advocate Sr.90929

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srg 04/12/2019