



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.09.2019

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

Crl.O.P.(MD) No.12543 of 2019

Mohanraj

...Petitioner

Vs.

1. The Deputy Superintendent of Police
Musiri
Trichy District

2. The Inspector of Police
Kattuputhur Police Station
Kattuputhur, Trichy District

...Respondent

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to direct the first respondent to withdraw the case in Crime No. 84 of 2019 on the file of the second respondent and transfer the same to any other competent investigating officer or agency based on the petitioner's representation dated 17.07.2019.

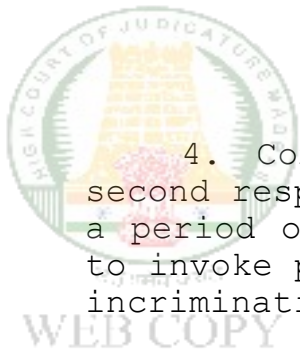
For Petitioner : Mr.K.Arunraj
For Respondents : Mr.K.Suyambulinga Bharathi
Government Advocate(Crl.Side)

ORDER

This petition has been filed seeking direction direct the first respondent to withdraw the case in Crime No. 84 of 2019 on the file of the second respondent and transfer the same to any other competent investigating officer or agency based on the petitioner's representation dated 17.07.2019.

2. The learned counsel for the petitioner would submit that the respondent police have not impleaded the real accused and they are going to file the final report with some other persons.

3. The Government Advocate (Crl.Side) would submit that the respondent police have completed investigation in Crime No. 84 of 2019 and they are going to file final report before the concerned court and at this stage the case cannot be transferred from second respondent to any other agency.



4. Considering the facts and circumstances of the case the second respondent police is directed to file the final report within a period of two weeks. However the petitioner is always at liberty to invoke provisions under Section 319 of Cr.P.C during trial if any incriminating materials found against the accused persons.

5. With the above direction, the Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

Sub Assistant Registrar(CS)

To

1. The Deputy Superintendent of Police
Musiri,
Trichy District.
2. The Inspector of Police,
Kattuputhur Police Station,
Kattuputhur, Trichy District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court.

+1 CC to Mr.K.ARUNRAJ, Advocate SR-85834.

Crl.O.P. (MD) No.12543 of 2019
09.09.2019

CS(24.09.2019) 2P 5C