



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.11.2019

CORAM:

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

Crl.O.P.(MD) No.11580 of 2018

Radhakrishnan

...Petitioner

Vs.

State through

1. The Superintendent of Police  
Theni District, Theni
2. The Deputy Superintendent of Police  
Uthamapalayam Circle  
Uthamapalayam, Theni District
3. The Inspector of Police  
Cumbum North Police Station  
Cumbum, Theni District  
in crime No.255 of 2018
4. The Deputy Superintendent of Police  
CBCID, Madurai District  
No.83, 3<sup>rd</sup> Cross Street  
Visalakshipuram  
Madurai - 14
5. The Inspector of Police  
CBCID, Madurai District  
No. 83, 3<sup>rd</sup> Cross street  
Visalakshipuram  
Madurai- 14

...Respondents

**PRAYER:** Criminal Original Petition filed under Section 482 Cr.P.C. praying to direct the first respondent to transfer the investigation of the case in Crime No. 255 of 2018 pending on the file of the third respondent to the fourth and fifth respondents.

For Petitioner : Mr.P.Gunasekaran

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

### ORDER

This petition has been filed seeking direction to direct the first respondent to transfer the investigation of the case in Crime No. 255 of 2018 pending on the file of the third respondent to the fourth and fifth respondents.

2. The learned Government Advocate (Crl.Side) would submit that the respondent police has completed investigation and filed final



report in PRC No.15 of 2019 on the file of the learned Judicial Magistrate, Uthamapalayam for the offence under Section 302 of IPC.

3. Under such circumstances, change of investigation cannot be ordered. Hence this Criminal Original Petition is dismissed. However, the petitioner is at liberty to approach the concerned court for appropriate relief.

Sd/-

Assistant Registrar (AD-I)

// True Copy //

Sub Assistant Registrar(CS)

aav  
To

1. The Superintendent of Police  
Theni District, Theni
2. The Deputy Superintendent of Police  
Uthamapalayam Circle  
Uthamapalayam, Theni District
3. The Inspector of Police  
Cumbum North Police Station  
Cumbum, Theni District
4. The Deputy Superintendent of Police  
CBCID, Madurai District  
No.83, 3<sup>rd</sup> Cross Street  
Visalakshipuram  
Madurai - 14
5. The Inspector of Police  
CBCID, Madurai District  
No. 83, 3<sup>rd</sup> Cross street  
Visalakshipuram  
Madurai- 14
6. The Additional Public Prosecutor  
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.P.GUNASEKARAN, Advocate ( SR-98285[F] dated  
14/11/2019 )

CrI.O.P.(MD) No.11580 of 2018  
14.11.2019