



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.11.2019

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P (MD) No.16069 of 2019

P.Chandra Sekar

... Petitioner

Vs

1.The Commissioner of Police,
Tirunelveli City.

2.The Assistant Commissioner of Police,
Intelligence Wing, Tirunelveli City.

3.The Inspector of Police,
Anti-Land Grabbing Special Cell,
Tirunelveli City.

... Respondents

PRAYER: Criminal Original Petitions filed under Section 482 of Cr.P.C, praying to transfer the enquiry being taken place pursuant to the petitioner's complaint dated 30.08.2019 from the file of the 3rd respondent to the 2nd respondent so as to proceed further.

For Petitioner : Mr.R.Anand

For Respondents : Mr.R.Anandharaj

O R D E R

This Criminal Original Petition has been filed to transfer the enquiry being taken place pursuant to the petitioner's complaint dated 30.08.2019 from the file of the 3rd respondent to the 2nd respondent so as to proceed further.

2.The learned Additional Public Prosecutor submitted that on the complaint lodged by the petitioner, the 3rd respondent conducted enquiry with the counterpart and since, it reveals that there are civil suits pending between them, after conducting the enquiry, the said complaint was closed 15.09.2019. Therefore, the transfer of enquiry does not arise. That apart, enquiry cannot be transferred before registering the first information report.



3. In view of the said submission, this petition is dismissed as devoid of merits. However, the petitioner is at liberty to approach the appropriate Court for appropriate relief on the closure report of the 3rd respondent.

WEB COPY

Sd/-

Assistant Registrar ()

// True Copy //

Sub Assistant Registrar(CS)

To

1. The Commissioner of Police,
Tirunelveli City.

2. The Assistant Commissioner of Police,
Intelligence Wing, Tirunelveli City.

3. The Inspector of Police,
Anti-Land Grabbing Special Cell,
Tirunelveli City.

4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.R.ANAND, Advocate (SR-98792[F] dated 15/11/2019)

Order made in
CRL.O.P (MD) No.15292 of 2019
15.11.2019

Arul

SDS (13.12.2019) 2P 6C