



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATE: 12.07.2019

CORAM

THE HONOURABLE MR.JUSTICE V.BHARATHIDASAN

Crl.O.P. (MD) .Nos.2701 & 2682 of 2017

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Crl.O.P. (MD) .2701 of 2017

Rahul Jessel Mittra,

Managing Director of Margdarshak Development

Projects and Consulting Private Limited.

... Petitioner/Defacto Complainant

-Vs-

1. The Inspector of Police,

District Crime Branch,

Madurai,

Madurai District,

(Crime No. 31/2015)

... Respondent/Complainant

2. Boaz Augustin

3. Padmakumar

4. Gunasingh Chelladurai

5. Sumathi John Mathuram

6. Nithin Kasthuri

7. Palaniappan

... Respondents/Accused 1 to 6

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., to issue a direction to the first respondent herein to include the Company Borg Energy India Private Limited as an accused in Crime No.31 of 2015, dated 26.03.2015 on the basis of the F.I.R. registered by the first respondent.

For Petitioner : Mr.C.D.Johnson

For R1 : Mr.K.K.Ramakrishnan

Additional Public Prosecutor

Crl.O.P. (MD) .No.2682 of 2017

Rahul Jessel Mittra,

Managing Director of Margdarshak Development

Projects & Consulting Private Limited.

... Petitioner/Defacto Complainant

-Vs-



1. The Director General of Police,
Mylapore, Chennai.
2. The Inspector General of Police,
South Zone,
Madurai.
3. The Superintendent of Police,
Madurai District,
Madurai.
4. The Inspector of Police,
District Crime Branch,
Madurai,
Madurai District.
(Crime No.31 of 2015)

... Respondents/Respondents

... Respondents/Complainants

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., to issue a direction to the fourth respondent herein to secure all accused in connection with Crime No.31 of 2015 dated 26.03.2015, on the basis of the F.I.R. registered by the fourth respondent.

For Petitioner : Mr.C.D.Johnson
For R1 to R4 : Mr.K.K.Ramakrishnan
Additional Public Prosecutor

C O M M O N O R D E R

The petitions have been filed seeking a direction to the fourth respondent to include Borg Energy India Private Limited Company as an accused in Crime No.31 of 2015 and to secure all the accused in connection with the case.

2. When the matters came up for hearing today, the learned Government Advocate (Crl.side) on instructions would submit that already the investigation is over in this matter and the respondent police has filed a negative final report before the leaned Judicial Magistrate No.I, Madurai on 10.11.2018 as 'action dropped'.

3. Considering the fact that already the investigation has been completed and the final report has also been filed before the concerned Magistrate, the prayer sought for by the petitioner cannot be granted at this stage. Hence, these criminal original petitions are dismissed. However, if the petitioner has any grievance against the negative final report, it is always open to him to take appropriate remedy, in the manner known to law.

Sd/-

Assistant Registrar (CS-II)

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To

1. The Director General of Police,
Mylapore,
Chennai.
2. The Inspector General of Police,
South Zone, Madurai.
3. The Superintendent of Police,
Madurai District, Madurai.
4. The Inspector of Police,
District Crime Branch,
Madurai,
Madurai District.
5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to Mr.C.D.JOHNSON, Advocate (SR-75259[F] dated 15/07/2019)

Cr1.O.P. (MD) .Nos.2701 & 2682 of 2017
12.07.2019

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