

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 03.02.2020

CORAM

THE HONOURABLE Mr.JUSTICE P.RAJAMANICKAM

CRL.O.P.No.1841 of 2020

M.Sakthivel

... Petitioner

Vs.

The Inspector of Police,
Kolathur Police Station,
Kolathur, Salem District.

...Respondent

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the respondent to take further action on the complaint given by the petitioner dated 01.01.2020 and to proceed with the investigation according to law.

For Petitioner : Mr.M.P.Rajavelayutham
For Respondent : Mr.M.Mohamed Riyaz
Additional Public Prosecutor

ORDER

This petition has been filed to direct the respondent to take further action on the complaint given by the petitioner dated 01.01.2020 and to proceed with the investigation according to law.

2. The learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondent.

3. The learned Additional Public Prosecutor has submitted that after preliminary enquiry, the petitioner's complaint vide C.S.R.No.17 of 2020 was closed on 27.01.2020 itself.

4. The learned counsel for the petitioner has submitted that so far the petitioner has not received any intimation with regard to the closure of the report.

5. In G.Prabakaran Vs. The Superintendent of Police, Thanjavur in (Crl.O.P.(MD)No.13681 of 2018 batch) a Division Bench of this Court has held that once a complaint is closed by the SHO, the informant cannot invoke Section 482 of Cr.P.C., as the remedy lies elsewhere.

6. The respondent is directed to send intimation to the petitioner with regard to the closure of the report within 7 days from the date of receipt of a copy of this order. It is open to the petitioner to avail any other remedy which is available under law.

7. With the above said direction, this Criminal Original Petition is disposed of.

Sd/-
Assistant Registrar (CS-VIII)

// True Copy //

Sub Assistant Registrar

ebsi

To

1. The Inspector of Police,
Kolathur Police Station,
Kolathur, Salem District.
2. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.M.P. Raja Velayutham, Advocate, SR.No.8173.

Crl.O.P. No.1841 of 2020

VG I(CO)
CSR: 19.03.2020

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