

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.07.2020

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THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN

W.P.No.6941 of 2020

Dr.P.Ravi

.. Petitioner

-vs-

- 1.The Director General of Police
Dr.Radhakrishnan Salai
Mylapore
Chennai - 600 004.
- 2.The Joint Director CBI
College Rd, Near By Indian Overseas bank
Subba Road Avenue
Thousand Lights, Chennai - 600 006.
- 3.The General Manager
Reserve Bank of India
16, Rajaji Salai, Fort Glacis
Chennai - 600 001.
- 4.The General Manager
Tamil Nadu Mercantile Bank
No.57, VE Road,
Thoothukudi - 628 001.
- 5.The Inspector General of Police
CBCID
Old Commissioner Office
Egmore, Chennai - 8.
- 6.The Deputy Superintendent of Police
District Crime Branch
S.P.Office
Krishnagiri - 635 001.
- 7.The Inspector of Police
CBCID
Krishnagiri.

8. T.Anbarasu
S/o Thanikachalam
Ganapathy Nagar
Tiruvannamalai Coot Road
Krishnagiri - 635 001.

9. M.Asokan
S/o Munusamy
Chinnamatarapalli
Varattanapalli Post Pin - 635 120

10.Ambro Sugandaraj
Manager
Tamilnadu Mercantile Bank
Krishnagiri Branch
Krishnagiri - 635 001.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus directing the 1st respondent to transfer the investigation in C.P.No.346/DCP/2019 dated 31.08.2019 pending before the 6th respondent herein to some other independent investigating agency like CBI, CBCID or any other competent investigating agency.

For Petitioner :Mr.K.Suresh
for Mr.M.Balaji

For Respondents :Mr.Prabakar
Additional Public Prosecutor
for RR1, 5, 6 & 7

ORDER

The Writ Petition has been filed for change of investigating agency on the complaint dated 31.08.2019 in C.P.No.346/DCP/2019 pending before the 6th respondent herein to some other independent investigating agency.

2.Heard both sides.

3.The learned Additional Public Prosecutor would submit that on the complaint dated 31.08.2019 in C.P.No.346/DCP/2019 given by the petitioner, a case in Cr.No.3 of 2020 was registered for the offences under Sections 419, 420, 468, 471 r/w 120 (b) IPC and investigation is pending. Further, this petition has been filed even before registering the complaint, that is, at the enquiry stage itself. After conducting enquiry case has been registered and investigation is pending. Therefore, change of investigation from the file of the 6th respondent to some other

agency could not arise and it would also affect the investigation so far done by the Inspector of Police, DCB.

4.It is seen that after conducting enquiry, case has been registered in Cr.No.3 of 2020 and investigation is pending on the file of the DCB, Krishnagiri. Further, change of investigating agency at this stage would affect the investigation and also it would not serve any purpose. Therefore, the Inspector of Police, DCB, is directed to complete the investigation and file the final report of Cr.No.3 of 2020, within a period of three months from the date of receipt of a copy of this order. At the same time, petitioner is directed to cooperate with the investigation, to be done by the Inspector of Police, DCB, Krishnagiri.

5.With the above direction, the Writ Petition stands disposed of.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

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To

1. The Director General of Police
Dr.Radhakrishnan Salai
Mylapore
Chennai - 600 004.
2. The Inspector General of Police
CBCID
Old Commissioner Office
Egmore, Chennai - 8.
3. The Deputy Superintendent of Police
District Crime Branch
S.P.Office
Krishnagiri - 635 001.

4. The Inspector of Police
CBCID
Krishnagiri.

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VGII (CO)
SP (30/07/2020)



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