

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.03.2020

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Cr1.O.P.No.31830 of 2019

K.Balamani

...Petitioner

-Vs-

1.The Additional Director General of Police,
Crime Branch CID,
Egmore,
Chennai - 600 008.

2.The District Superintendent of Police,
Tiruppur District,
Tamil Nadu.

3.The Inspector of Police,
Mangalam Police Station,
Mangalam,
Tiruppur District,
Tamil Nadu.

...Respondents

Prayer: Criminal Original petition filed under Section 482 of Code of Criminal Procedure, to direct the 2nd respondent to transfer the case to the 1st respondent from the file of the 3rd respondent in FIR No.195/2017 and also to complete the investigation within the stipulated time.

For Petitioner : Mr.Sai Sathyajith

For Respondents : Mr.M.Mohamed Riyaz,

Additional Public Prosecutor.

ORDER

This petition has been filed to direct the 2nd respondent, the District Superintendent of Police, Tiruppur District, to transfer the case in FIR.No.195 of 2017, which is now pending on the file of the 3rd respondent to the 1st respondent, the Additional Director General of Police, Crime Branch CID, Egmore, Chennai, and also to complete the investigation within the stipulated time.

2. Heard Mr.Sai Sathyajith, learned counsel for the petitioner and Mr.M.Mohamed Riyaz, learned Additional Public Prosecutor for the respondents.

3. The learned Additional Public Prosecutor submitted that the 3rd respondent has completed the investigation and also filed a final report before the learned Judicial Magistrate - IV, Tiruppur, by referring the case as "mistake of fact" and the referred charge sheet has also been served on the de-facto complainant on 29.09.2017.

4. Recording the submissions made by the learned Additional Public Prosecutor, the transfer of investigation cannot arise. Accordingly, this Criminal Original Petition is dismissed.

s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

smv

To

1.The Additional Director General of Police,
Crime Branch CID,
Egmore,
Chennai - 600 008.

2.The District Superintendent of Police,
Tiruppur District,
Tamil Nadu.

3.The Inspector of Police,
Mangalam Police Station,
Mangalam,
Tiruppur District,
Tamil Nadu.

4.The Public Prosecutor
High Court, Madras 104.

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RSK(CO)
SP(16/07/2020)