



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.01.2020

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE **A.D.JAGADISH CHANDIRA**

Crl.O.P.(MD) No.1396 of 2020
and
Crl.M.P(MD) No.639 of 2020

P.Murugeswari

...Petitioner

Vs.

1. The State Represented through
The Superintendent of Police
Office of the District Superintendent of Police
Theni District - 625 531.
 2. The Inspector of Police
All Women Police Station
Theni, Theni District
 3. The Inspector of Police
Crime Branch Crime Investigation Department
Plot No.9, Arasu Nagar
Behind Duraiappa Ginning Factory
Palanichettipatti
Theni District - 625 531.
- ...Respondents

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to issue direction to transfer the investigation to the third respondent office for conducting fair and impartial investigation in Crime No.23 of 2019 on the file of the second respondent

For Petitioner : Mr.R.Karunanithi

For Respondents : Mr.S.Bharathi
Government Advocate(Crl.Side)

ORDER



2019 on the file of the 2nd respondent to some other investigation officer.

2. The learned counsel for the petitioner would submit that the petitioner's daughter Prabashree aged about 8 years who is autistic person was admitted in one Vanavil Rehabilitation Centre and that her child was abused by someone in the centre in respect of which a case in Crime No.23 of 2019 has been registered by the second respondent police. Since the investigation has not been done in a fair manner, the present petition has been filed seeking to transfer the case from the file of the second respondent to the file of the third respondent.

3. The learned Government Advocate(Crl.Side) would submit that during investigation it has been found that the child has been abused by yet another inmate in the centre. However on perusal of files she would fairly admit that there is some lapse in the investigation and there by seek a direction may be issued to the Deputy Superintendent of Police, Bodinaickanur to monitor the investigation and file a final report.

4. The petitioner has no objection in the investigation being done under the supervision of the Deputy Superintendent of Police, Bodinaickanur.

5. In view of the same, direction is issued to the Deputy Superintendent of Police, Bodinaickanur to monitor the investigation done by the second respondent in Crime No.23 of 2019 and file a final report as expeditiously as possible preferably within a period of three months from the date of receipt of a copy of this order.

6. with the above direction, this Criminal Original Petition is disposed of. Consequently connected miscellaneous petition is also closed.

Sd/-

Assistant Registrar ()

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

To

1. The Superintendent of Police
Office of the District Superintendent of Police
Theni District - 625 531.

2. The Inspector of Police
All Women Police Station
Theni, Theni District.



3. The Inspector of Police
Crime Branch Crime Investigation Department
Plot No.9, Arasu Nagar
Behind Duraiappa Ginning Factory
Palanichettipatti
Theni District - 625 531.

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

+1 CC to M/s.R.KARUNANITHI, Advocate (SR-3705[F] dated 29/01/2020)

Cr1.O.P.(MD) No.1396 of 2020
29.01.2020

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SDS (12.02.2020) 3P-6C