



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 15.05.2020

PRESENT

THE HON`BLE **MR.JUSTICE G.R.SWAMINATHAN**

Crl.O.P (MD) .No.5357 of 2020

WEB COPY

E.Gurunathan

... Petitioner

Vs

1.The Superintendent of Police,
Tirunelveli District,
Tirunelveli.

2.The Inspector of Police,
Tirunelveli Taluk Police Station,
Tirunelveli District.

3.Esakkiammal
4.Paramasivam
5.Ramakrishnan
6.Prabu

... Respondents

PRAYER : Petition is filed under Section 482 of Cr.P.C to direct the first respondent to transfer the investigation pending in Crime No.65 of 2020 on the file of the second respondent and transfer the same to any other agency and further direct the agency to complete the investigation within a time frame and file charge sheet.

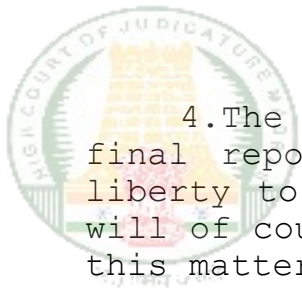
For Petitioner	: Mr.P.Mani Anandh
For Respondents	: Mr.A.Robinson
	Government Advocate (Crl.side)
	for R1 and R2

ORDER

The petitioner seeks transfer of investigation in Crime No.65 of 2020 on the file of the second respondent.

2.According to the petitioner's counsel, the accused is a retired Police official and therefore, he apprehends that investigation cannot be conducted properly.

3.The learned Government Advocate (Crl.side) appearing for the respondents 1 and 2 submitted that the case has already been closed as 'mistake of fact'. Therefore, the petitioner has to necessarily contest the case only before the jurisdictional Magistrate Court.



4.The official respondent is directed to serve a copy of the final report on the petitioner so that the petitioner will have liberty to file a protest petition. The jurisdictional Magistrate will of course issue independent notice and take a final decision in this matter.

5.On these observations, this Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar (AS)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

rmk

To

- 1.The Superintendent of Police,
Tirunelveli District,
Tirunelveli.
- 2.The Inspector of Police,
Tirunelveli Taluk Police Station,
Tirunelveli District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

IN
Crl.O.P(MD) .No.5357 of 2020
15.05.2020

VB(01.06.2020) 2P 4C