



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.09.2020

CORAM:

THE HONOURABLE Mr.JUSTICE R.PONGIAPPAN

CRL OP(MD)No.10090 of 2020

WEB COPY

Ponnusamy

... Petitioner

Vs.

1.The Commissioner of Police,
O/o.Commissioner of Police,
Tirunelveli City.

2.The Assistant Commissioner of Police,
O/o.Assistant Commissioner of Police,
Palayamkottai,
Tirunelveli City.

3.The Inspector of Police,
Palayamkottai Police Station,
Tirunelveli City.
(Cr.No.238 of 2019)

... Respondents

PRAYER: Petition filed under Section 482 of Criminal Procedure Code, to direct the 3rd respondent to file the final report in Crime No.238 of 2019, dated 15.05.2019, for the offences under Sections 420, 419, 465, 468 and 471 of IPC., under the supervision of the 1st respondent within a stipulated time frame fixed by this Court.

For Petitioner : Mr.S.Velrajan

For Respondents : Mr.R.Erottuchamy
Govt.Advocate (Crl.side)

O R D E R

This Criminal Original Petition has been filed seeking a direction to direct the 3rd respondent to file the final report in Crime No.238 of 2019, for the offences under Sections 420, 419, 465, 468 and 471 of IPC., under the supervision of the 1st respondent.

2.Heard the learned Counsel appearing for the petitioner and learned Government Advocate for the respondent police.

3. Mr.R.Erottuchamy, the learned Government Advocate (Crl.side) appearing for the respondent Police, on instructions, would submit that after the registration of the FIR, the investigation is in the progressive stage. He would further submit that since the police



officers were busy in their duties to combat unprecedented situation arising from the COVID-19 Pandemic, some more time is required to file the final report. The submission made by the learned Additional Public Prosecutor is placed on record.

4. In general, whenever any information in relation to commission of cognizable or non-cognizable offence is received, the police officer shall adhere to the procedure contemplated under Sections 154 & 155 of the Criminal Procedure Code and after conducting necessary enquiry/investigation, file final report under Section 173 of Cr.P.C. Such investigation under Chapter XII of the Criminal Procedure Code shall be completed without any unnecessary delay. Though the delay in filing the final report in the present case is not having any inordinate delay, since the victim is secured, it is very easy for the Police officer to file the final report immediately.

5. Considering the facts and circumstances of the case, this Court, directs the 3rd respondent Police to complete the investigation in Crime No.238 of 2020, pending on his file and file the final report, within a period of three months from the date of receipt of a copy of this order.

6. With the above observations and direction, the Criminal Original Petition stands disposed of.

Sd/-

Assistant Registrar ()

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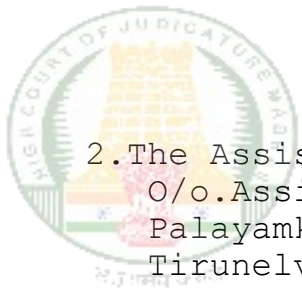
Sub Assistant Registrar(CS)

MPK

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1.The Commissioner of Police,
O/o.Commissioner of Police,
Tirunelveli City.



2.The Assistant Commissioner of Police,
O/o.Assistant Commissioner of Police,
Palayamkottai,
Tirunelveli City.

3.The Inspector of Police,
Palayamkottai Police Station,
Tirunelveli City.

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

**CRL OP (MD) No.10090 of 2020
23.09.2020**

VB (05.10.2020) 3P 5C