

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.01.2021

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.1291 of 2021
and Crl. MP No.776 of 2021

K.R.Kamalakar

... Petitioner

vs.

1. State rep by its
The Inspector of Police,
Walajapet Police Station,
Vellore District.
Crime No.881 of 2020 ...1st Respondent/Complainant

2. S.Kesavamoorthy ... 2nd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in FIR in Crime No.881 of 2020 on the file of the first respondent Police Station and quash the same in so far as the petitioner is concerned.

For Petitioner : Mr.L.G.Sahadevan

For Respondents: Mr.C.Raghavan
Government Advocate
(crl. Side) for R1

ORDER

This petition has been filed to call for the records in Crime No.881 of 2020 on the file of the Inspector of Police, Walajapet Police Station, Vellore District and quash the same.

2. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Criminal Side) appearing for the first respondent.

3.The contentions put forward by the learned counsel appearing on behalf of the petitioner is purely factual in nature and this Court cannot venture into conducting a mini investigation into the matter and it therefore does not fall

within the ambit of its jurisdiction under Section 482 of Cr.P.C. Any finding on facts will also have a bearing on the investigation conducted by the respondent Police.

4. In the facts and circumstances of the case, this Court is not inclined to interfere with the investigation conducted by the respondent Police at this stage.

5. In the result, this Criminal Original Petition is dismissed and the respondent Police is directed to proceed further with the investigation in accordance with law and complete the investigation and file a final report or a closure report, as the case may be, within a period of eight weeks from the date of receipt of a copy of this order. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

jv

To

1. The Inspector of Police, (L & O)
V-3, JJ Nagar Police Station,
Chennai.
(Crime No.904/2020)

2. The Public Prosecutor,
High Court of Madras,
Chennai 600 104.

+1cc to M/s.A.Ilaya Perumal, Advocate Sr.4714.

Cr1.O.P No.1291 of 2021
and Cr1. MP No.776 of 2021

vsn II[co]
srg 16/02/2021

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