

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.03.2021

CORAM

THE HONOURABLE MR.JUSTICE N. ANAND VENKATESH

Crl.O.P.No.5967 of 2021
and Crl.M.P.Nos.3867 of 2021

Selvaraj

... Petitioner

Vs.

1.State Rep. By
The Inspector of Police,
Bhuvanagiri
Cuddalore District.
(Crime No.1308 of 2020) ... Respondent/Complainant

2.Alexander ... Respondent/Defacto
Complainant

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure, to call for the entire records pursuant to the Crime No.1308 of 2020 on the file of the first respondent and quash the same.

For Petitioner : Mr.C.Ramakrishnan
For Respondents: Mr.C.Raghavan
Government Advocate for R1

O R D E R

This petition has been filed to call for the records in Crime Nos. 1307 and 1308 of 2020 pending on the file of the first Respondent Police and quash the same.

2. Heard the learned counsel appearing for the petitioners 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 petitioners are 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.This is a matter which involves a case and counter where the FIR has been registered in Crime Nos.1307 and 1308 of 2020. It has to be investigated by the first respondent police in order to find out the real aggressor and a final report has to be filed.

5. 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.

6. 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 two months from the date of receipt of a copy of this order. Consequently, connected miscellaneous petition is closed.

s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

jv
To

1.The Inspector of Police,
Bhuvanagiri
Cuddalore District.

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

+1 CC to Mr.N. Chinnaraj, Advocate sr 20667.

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CP(CO)
SP(26/05/2021)