



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.11.2021

CORAM:

THE HONOURABLE **DR. JUSTICE G. JAYACHANDRAN**
Crl.O.P. (MD) No.17168 of 2014

WEB COPY

1. Jainab Beevi
 2. S.H. Saleem
 3. A. Abdul Bari
 4. A. Jaffar
 5. A.M. Raja
 6. M.J. Noordeen
 7. Dr.M. Jain Allaudin
 8. A.K. Mohamed Moideen
 9. Mohameed Musthafa
- ... Petitioners

Vs.

1. The Secretary to Home Department,
of Government of Tamil Nadu,
Fort St. George,
Chennai-9.
2. The Director General of Police,
Tamil Nadu,
Kamarajar Salai,
Chennai-4.
3. The Inspector General of Police,
South Zone,
Madurai-625 007.
4. The Commissioner of Police,
Madurai City,
Madurai.
5. The Assistant Commissioner of Police,
Thallakulam Range,
Thallakulam,
Madurai.



6.The Inspector of Police,
D-1, Tallakulam Police Station,
Madurai City.

7.The Central Bureau of Investigation,
Rep. by the Joint Director,
Sasthiri Bhavan,
Chennai-6.

8.The Government Rajaji Hospital,
Rep. by its Dean,
Gorippalayam,
Madurai.

9.The Sub-Registrar,
District Registrar Cadre,
Arasaradi,
Madurai.

10.Aruchamy

11.The Superintendent of Police,
(Anti Land Grabbing),
Chennai.

12.The Government of Tamil Nadu,
Rep. by its Commissioner,
Land Administration and Reforms Department,
Fort St. George,
Chennai.

(R10 Aruchamy impleaded as per order dated 26.03.2015 in CRL.MP(MD).
No. 4/14 in CRL OP.(MD).No. 17168/14

13.The Secretary to Revenue Department,
State of Tamil Nadu,
Fort, St. George,
Chennai.

... Respondents

(RR11 to 13 Impleaded as per the order dated 23.07.2015 in CRL.MP
(MD).No. 17168 of 2014)

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the fourth respondent herein to withdraw the investigation pending on the file of the 6th respondent in Cr.No.901/14 registered initially under Section "Man Missing" and Subsequently altered into 364-A and 302 of IPC to any other competent officer of the 7th respondent for investigation in accordance with law.



For Petitioners : Mr.Karunanithi
For RR1 to 6,
8 and 9 : Mr.A.Thiruvadikumar
Additional Public Prosecutor

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ORDER

This petition is filed to direct the fourth respondent herein to withdraw the investigation pending on the file of the 6th respondent in Cr.No.901/14 registered initially under Section "Man Missing" and Subsequently altered into 364-A and 302 of IPC to any other competent officer of the 7th respondent for investigation in accordance with law.

2.When the matter is taken up for hearing, the learned Additional Public Prosecutor would submit that the investigation has been transferred to CBI and CBI has filed a final report and the trial is pending before the learned Principal District Judge, Madurai in S.C.No.91 of 2016.

3.Since the alleged crime is of the year 2014, this Criminal Original Petition is disposed of with a direction to the learned Principal District Judge, Madurai to complete the trial in S.C.No.91 of 2016 as expeditiously as possible.

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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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. 1.The Secretary to Home Department,
of Government of Tamil Nadu,
Fort St.George,
Chennai-9.

2.The Director General of Police,
Tamil Nadu,
Kamarajar Salai, Chennai-4.



3.The Inspector General of Police,
South Zone,
Madurai-625 007.

4.The Commissioner of Police,
Madurai City,
Madurai.

5.The Assistant Commissioner of Police,
Thallakulam Range,
Thallakulam,
Madurai.

6.The Inspector of Police,
D-1, Tallakulam Police Station,
Madurai City.

7.The Joint Director,
Central Bureau of Investigation,
Sasthiri Bhavan,
Chennai-6.

8.The Dean,
Government Rajaji Hospital,
Gorippalayam,
Madurai.

9.The Sub-Registrar,
District Registrar Cadre,
Arasaradi,
Madurai.

10.The Superintendent of Police,
(Anti Land Grabbing),
Chennai.

11.The Commissioner,
Government of Tamil Nadu,
Land Administration and Reforms Department,
Fort St. George,
Chennai.

12.The Secretary to Revenue Department,
State of Tamil Nadu,
Fort, St. George,
Chennai.



Copy to

- 1.The Principal District Judge,
Madurai.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.A.RAHUL, Advocate (SR-34403[F] dated 12/11/2021)

CrI.O.P. (MD)No.17168 of 2014
12.11.2021

SRK(CO)
KB(26.11.2021) 5P 16C