



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15/07/2021

CORAM:

THE HONOURABLE MR JUSTICE G.ILANGOVAN

Crl.O.P.(MD)No.8741 of 2021

and

Crl.M.P(MD)No.4852 of 2021 and 4479/2021

A.Subramanian ... Petitioner/Defacto Complainant
Vs.

1. The Director General of Police,
Office of the Director General of Police,
Beach Road,
Chennai.
2. The Superintendent of Police,
Tirunelveli District.
Tirunelveli
3. The Deputy Superintendent of Police,
CBCID, Tirunveli. ...Respondents 1 to 3/NIL
4. The Inspector of Police,
Vallioor Police Station,
Vallioor,
Tirunelveli District. ... 4th Respondent/Complainant

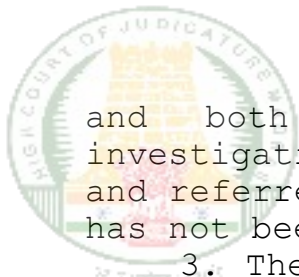
PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the first respondent herein to transfer the investigation in Crime No.138 of 2021 on the file of the fourth respondent from the fourth respondent to the third respondent for conducting an impartial, unbiased investigation the matters in accordance with law.

For Petitioner : Mr.R.M.Suresh
For Respondents : Mr.R.M.Anbunithi
Additional Public Prosecutor

O R D E R

This petition is filed seeking a direction to the first respondent herein to transfer the investigation in Crime No.138 of 2021 on the file of the fourth respondent from the fourth respondent to the third respondent for conducting an impartial and unbiased investigation in accordance with law.

2.When the matter is taken up for hearing, the learned Additional Public Prosecutor submits that based upon the complaints given by both parties, case and counter case have been registered



and both cases have been enquired. After completion of investigation, both cases have been referred as 'mistake of fact' and referred charge sheet notice has been served and so far the same has not been presented before the concerned court.

3. The learned counsel for the petitioner would submit that it is a case of land grabbing and at the instance of intervenor, investigation has been completed in a biased manner and till now, the charge sheet has not reached the court.

4. Since the final report is made ready and also referred charge sheet notice has also been served, nothing survives for further adjudication in this petition. However, the petitioner is at liberty to work out his remedy before the appropriate forum by filing appropriate proceedings.

5. With the above observation, this petition is disposed of. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS II)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

CM

To

1. The Director General of Police,
Office of the Director General of Police,
Beach Road, Chennai.
2. The Superintendent of Police,
Tirunelveli District.
Tirunelveli
3. The Deputy Superintendent of Police,
CBCID, Tirunveli.
4. The Inspector of Police,
Vallioor Police Station,
Vallioor, Tirunelveli District.
5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Crl.O.P. (MD)No.8741 of 2021

and

Crl.M.P (MD)No.4852 of 2021 and 4479/2021

15.07.2021

RC (26.07.2021)2P-6C

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