



WEB COPY



CrI.O.P.No.749 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.07.2022

CORAM:

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

CrI.O.P.No.749 of 2022

1.Kamsala
2.R.Ponniammal
3.V.Velu
4.Munusamy

.. Petitioners

Versus

1.State Rep by
Superintendent of Police
Chengalpet District

2.The Sub-Inspector of Police
DCB, Chengalpet District

.. Respondents

PRAYER : Criminal Original Petition filed under Section 482 of Cr.P.C., to direct the first respondent to transfer the entire files relating to the complaints of the petitioners dated 13.10.2014 on the file of the second respondent herein, to any other investigation agency more preferably to the CBCID, Chengalpet District, or any other competent Investigation Agency with a direction to register the complaints of the petitioners, dated 13.10.2014 and to complete the investigation.

For Petitioners

: Mr.P.Raja

For Respondents

: Mr.E.Raj Thilak

Addtional Public Prosecutor



CrI.O.P.No.749 of 2022

ORDER

WEB COPY This Criminal Original Petition is filed seeking to direct the first respondent to transfer the entire files relating to the complaints of the petitioners dated 13.10.2014 on the file of the second respondent herein, to any other investigation agency more preferably to the CBCID, Chengalpet District, or any other competent Investigation Agency with a direction to register the complaints of the petitioners, dated 13.10.2014 and to complete the investigation.

2. The main grievance of the petitioner appears to be that the order of this Court in CrI.O.P.Nos. 23358 to 23361 of 2015 directing the respondent police to register the complaints of the petitioners herein has not been complied by the respondent police, so far. Meanwhile, on the basis of the similar placed persons's complaint, the second respondent has laid charge sheets against the accused in C.C.No.196/2015 on the file of the learned Judicial Magistrate-II, Chengalpet, whereas, the petitioners are not even identified as witnesses as against the accused. It is their further apprehension that they have no right to intervene at any stage in the course of investigation until they receive summons or warrant under Section 204 of the Cr.P.C.



CrI.O.P.No.749 of 2022

3. Such view of the matter, the respondent police is directed to issue proper summons to the petitioners and consequently, file a supplementary final report before the Trial Court within a period of two months from the date of receipt of a copy of this order. No costs.

12.07.2022

Index : Yes / No
dhk

To

1.The Superintendent of Police
Chengalpet District

2.The Sub-Inspector of Police
DCB, Chengalpet District

3.The Public Prosecutor,
High Court, Madras.



WEB COPY



CrI.O.P.No.749 of 2022

N. SATHISH KUMAR, J.

dhk

CRL.O.P.No.749 of 2022

12.07.2022