



WEB COPY



CrI.O.P.No.491 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.491 of 2022

R.Shakthi

.. Petitioner

Versus

1.The Superintendent of Police
Thiruvannamalai District
Thiruvannamalai

2.The Deputy Superintendent of Police
Chengam
Thiruvannamalai District

3.The Inspector of Police
Mel Chengam Police Station
Thiruvannamalai District

.. Respondents

PRAYER : Criminal Original Petition filed under Section 482 of Cr.P.C., to direct the third respondent to include the driver of the bus namely Baskaran @ Balasundar as accused person by altering the FIR in Crime No.285 of 2021 on the file of the Inspector of Police, Mel Chengam Police Station, Tiruvannamalai District and to conduct free and fair investigation and to file a final report.

For Petitioner : Mr.C.Prabakaran

For Respondents : Mr.E.Raj Thilak
Additional Public Prosecutor



ORDER

WEB COPY This Criminal Original Petition is filed seeking to direct the third respondent to include the driver of the bus namely Baskaran @ Balasundar as accused person by altering the FIR in Crime No.285 of 2021 on the file of the third respondent police and to file a final report.

2. It is the contention of the petitioner that only the driver of the TNSTC bus invited the accident, whereas, the petitioner is arrayed as accused. Hence, he submitted detailed complaint to the respondents 1 and 2 to alter the FIR. So far, no action taken, Hence, this petition.

3. Considering the facts and circumstances of this case, this Court is of the view that the direction seeking to include the name of the driver of the TNSTC bus cannot be issued. However, the investigation officer is directed to take up the investigation, collect all the materials and proceed as per law. If the investigation officer finds from the materials that the petitioner is not the offender, investigation officer may proceed against the persons against whom the materials all collected.



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4. Accordingly, this Criminal Original Petition stands disposed of. No costs.

12.07.2022

Index : Yes / No
dhk

To

1.The Superintendent of Police
Thiruvannamalai District
Thiruvannamalai

2.The Deputy Superintendent of Police
Chengam
Thiruvannamalai District

3.The Inspector of Police
Mel Chengam Police Station
Thiruvannamalai District

3.The Public Prosecutor,
High Court, Madras.



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N. SATHISH KUMAR, J.

dhk

CRL.O.P.No.491 of 2022

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