



IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 6/6/2022

C O R A M

THE HONOURABLE MR.JUSTICE N. SATHISH KUMAR

Criminal Original Petition No.10258 of 2022

Bhavya

... Petitioner

Vs

1. The Deputy Superintendent of Police
Economic Offences Wing - II
II Floor, Police Training College
Ashok Nagar
Chennai 600 083.

2. L Anto Stalin

... Respondents

PRAYER : Criminal Original Petition filed under Section 482 of Cr.P.C. to quash the Summons dated 21/4/2022 issued by the first respondent Police to the petitioner.

For Petitioner ... Mr.S.S.Karthikeyan

For Respondents ... Mr.A.Gokulakrishnan
Additional Public Prosecutor
for R.1.
Mr.C.Emalios
for R.2.

O R D E R

This Criminal Original Petition has been filed to quash the Summons, dated 21/4/2022, issued by the first respondent Police to the petitioner.

2. Heard Mr.S.S.Karthikeyan, learned counsel for the petitioner, Mr.A.Gokulakrishnan, learned Additional Public Prosecutor for the first respondent and Mr.C.Emalias, learned counsel for the second respondent.

3. The allegation in the First Information Report is that the petitioner/accused has cheated a huge amount of Rs.17 crores and she has opened 24 shell Companies and money has been transferred to the shell companies. At this stage, Investigation Officer issued summons to the petitioner.



4. It is the contention of the learned counsel for the petitioner that several summons have already issued. She has already given statement about the loan advanced by Lakshya Enterprises, interest and principal amounts repaid by them along with the documentary proofs.. Therefore, the present summon dated 21/4/2012 has to be quashed.

5. At the outset, this Court is unable to agree with the argument advanced by the learned counsel for the petitioner. When huge details are required to be unearthed, the petitioner cannot set any deadline for the Investigation Officer and contend that he cannot appear before the Investigation Officer. It is the duty of the petitioner to appear before the Investigation Officer to give necessary particulars as required by the Investigation Officer. The Investigation Officer shall conduct investigation with the petitioner and complete the investigation, within a period of one week, if the petitioner appears for investigation.

6. In the result, Criminal Original Petition is dismissed.

Sd/-
Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

mvs.

To

1. The Deputy Superintendent of Police
Economic Offences Wing - II
II Floor, Police Training College
Ashok Nagar
Chennai 600 083.

2. The Public Prosecutor
High Court
Madras.

+1cc to Mr.S.S.Karthikeyan, Advocate, S.R.No.32727

CrI. O.P. No. 10258 of 2022

SMI (CO)
CT/16/06/2022