



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 24.02.2022

CORAM:

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THE HONOURABLE MR.JUSTICE **G.K.ILANTHIRAIYAN**

Crl.O.P.(MD) No.3773 of 2022

M.Alaguthurai

...Petitioner

Vs.

1. The Superintendent of Police
Office of the Superintendent of Police
Thoothukudi District
2. The Inspector of Police
South Police Station
Thoothukudi
Thoothukudi District
3. Muthu Ganesh

...Respondents

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to direct the 1st respondent to withdraw the petitioner's complaint dated 13.02.2022 pending before the 2nd respondent and to entrust the same to any other officer not below the rank of Deputy Superintendent of Police to investigate the complaint based on petitioner's representation dated 15.02.2022 within the time stipulated by this Hon'ble Court.

For Petitioner : M/s.V.Malaiyendran

For Respondents : Mr.R.M.Anbunithi
No.1 & 2 Additional Public Prosecutor

ORDER

This petition has been filed seeking direction to direct the 1st respondent to withdraw the petitioner's complaint dated 13.02.2022 pending before the 2nd respondent and to entrust the same to any other officer not below the rank of Deputy Superintendent of Police to investigate the complaint based on petitioner's representation dated 15.02.2022.

2.The learned Additional Public Prosecutor would submit that on receipt of the complaint lodged by the petitioner, the second respondent registered FIR in Crime No. 166 of 2022 for the offences



under Sections 294(b) and 506(ii) of IPC as against the accused persons, therefore the transfer of complaint does not arise.

3. In view of the same, the petition stands dismissed.

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Sd/-

Assistant Registrar (T&P)

// True Copy //

/ /2022

Sub Assistant Registrar

To

1. The Superintendent of Police
Office of the Superintendent of Police
Thoothukudi District
2. The Inspector of Police
South Police Station
Thoothukudi
Thoothukudi District
3. The Additional Public Prosecutor
Madurai Bench of Madras High Court

CrI.O.P. (MD) No.3773 of 2022
24.02.2022

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MS/09.03.2022/2P.4C