



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.03.2022

CORAM:

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

Crl.O.P.(MD)No.5597 of 2022

R.Sathiyamoorthy

... Petitioner /Defacto Complainant

Vs

The State rep. by
The Inspector of Police,
District Crime Branch Police Station,
Madurai District.
(Crime No. 28/2018)

... Respondent/Complainant

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C. to direct the respondent to expedite the investigation in Crime No. 28/2018 dated 02.10.2018 and to file the final report within a stipulated time as may be fixed by this Hon'ble court.

For Petitioner : Mr.A.Rahul

For Respondent : Mr.R.M.Anbunithi
Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed seeking a direction to direct the respondent to expedite the investigation in Crime No. 28/2018 dated 02.10.2018 and to file the final report within a stipulated time as may be fixed by this Hon'ble court.

2.Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor for the respondents.

3.Whenever any information in relation to commission of cognizable or non-cognizable offence is received, the police officer shall adhere to the procedure contemplated under Sections 154 & 155 of the Criminal Procedure Code and after conducting necessary enquiry/investigation, file final report under Section 173 of Cr.P.C. Such investigation under Chapter XII of the Criminal Procedure Code shall be completed without any unnecessary delay. The delay in filing a final report in the present case is inordinate and unjustified. Hence, it would be appropriate to direct the Investigating Officer to file a final report within a stipulated time, if not already filed.

4.Considering the facts and circumstance of the case, this Court directs the respondent police to complete the investigation in Crime No. 28 of 2018 pending on his file and file a final report within a period of two months from the date of the receipt of a copy of this Order. Further the petitioner shall appear before the respondent police and cooperate for investigation.



5. This Criminal Original Petition is disposed of accordingly.

Sd/-

Assistant Registrar (CS II)

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/ /2022

Sub Assistant Registrar(CS)

To

- 1.The Inspector of Police,
District Crime Branch Police Station,
Madurai District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.A.RAHUL, Advocate (SR-14692[F] dated 25/03/2022)

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SS/04.04.2022 : 2P/4C