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Crl.O.P.No.7039 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.12.2023

CORAM

THE HONOURABLE MR. JUSTICE Dr. G. JAYACHANDRAN

Crl.O.P.No.7039 of 2023

and

Crl.M.P.No.4398 of 2023

S.Akash

... Petitioner

Vs.

The State,
Rep. by The Inspector of Police
Mamallapuram Police Station,
Cr No. 75/2023

... Respondent

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to transfer the investigation in Cr No.75/2023 pending on the file of the Mamallapuram police station to some other investigating agency, or officer for investigation.

For Petitioner : Mr.N.Senthil

For Respondent : Mr.Leonard Arul Joseph Selvam,
Government Advocate (Criminal Side),



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ORDER

This Criminal Original Petition is filed to transfer the investigation in Crime No.75 of 2023, pending on the file of the Mamallapuram Police Station to some other investigating agency, or officer for investigation.

2. The learned Counsel appearing for the petitioner submitted that since there was some intercalation in the Accident Register, serious doubts were raised by the petitioner herein that the Investigating Officer has not properly conducted the investigation and therefore, investigation should be transferred to some other agency.

3.The learned Government Advocate (criminal side) submitted that in this regard, this Court sought for status report from the Investigating Officer, to address, who is the scribe of the intercalation found in the Accident Report, along with the letter of the Doctor. The status report was filed indicating that the intercalation was made by the author of the Wound Certificate and not by any third party. Therefore, there is no reason either to suspect the credential of the Investigating Officer or to transfer the investigation.



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5. Accordingly, the petition stands dismissed. Consequently, connected miscellaneous petition is also dismissed.

11.12.2023

Index : Yes/No
Neutral Citation : Yes/No
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To

1.The Inspector of Police
Mamallapuram Police Station,

2.The Public Prosecutor,
High Court of Madras,
Chennai.



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Dr. G. JAYACHANDRAN. J.,

(sha)

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