



WEB COPY



1 of 4

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.07.2023

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.28552 of 2022

1.Selvam
2.Arjunan

Petitioners

vs.

1.The Superintendent of Police,
Superintendent office of Kallakurichi,
Kallakurichi District – 606 202.

2.The Deputy Superintendent of Police,
Deputy Superintendent Office of Kallakurichi,
Kallakurichi District – 606 202.

3.The Sub Inspector of Police,
Kallakurichi Police Station,
Kallakurichi – 606 202

Respondents

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the 1st Respondent to transfer the investigation pending on the file of the 2nd respondent in Crime no.351/2022 to any other Deputy Superintendent of Police coming under the jurisdiction of the 1st respondent.

For Petitioners : Mr.S.Venkatesh

For Respondents : Mr.A.Gopinath
Government Advocate (Criminal Side)



This petition has been filed seeking for transfer of investigation of Crime

No.351 of 2022 which is pending investigation before the 3rd respondent.

2. When the matter was taken up for hearing, the learned Government Advocate on instructions submitted that the investigation has been completed and the case has been closed as 'Mistake of Fact' on 13.03.2023. The learned Government Advocate further submitted that the RCS notice in RCS No.15 of 2023 will be served on the *defacto* complainant at the earliest.

3. In view of the above development, there shall be a direction to the 3rd respondent to serve the RCS notice on the petitioners on or before 18.07.2023. On receipt of the same, it is left open to the petitioners to file a protest petition before the concerned jurisdictional Court and workout their remedy.

4. This Criminal original petition is disposed of in the above terms.

04.07.2023

Index : Yes/No
Internet : Yes/No
Speaking Order/Non-Speaking Order
SSR



1. The Superintendent of Police,
Superintendent office of Kallakurichi,
Kallakurichi District – 606 202.
2. The Deputy Superintendent of Police,
Deputy Superintendent Office of Kallakurichi,
Kallakurichi District – 606 202.
3. The Sub Inspector of Police,
Kallakurichi Police Station,
Kallakurichi – 606 202
4. The Public Prosecutor,
High Court of Madras,
Madras.



WEB COPY



4 of 4

N. ANAND VENKATESH,, J.

SSR

Crl.O.P No.28552 of 2022

04.07.2023