



Crl.O.P.(MD)No.3453 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **23.02.2023**

CORAM

THE HON'BLE MR.JUSTICE G.ILANGO VAN

Crl.O.P.(MD)No.3453 of 2023

Kumar

... Petitioner/
Defacto
Complainant

Vs.

1.The Superintendent of Police,
Thoothukudi,
Thoothukudi District.

2.The Inspector of Police,
Pasuvanthanai Police Station,
Thoothukudi District.
(Crime No.89 of 2022)

... Respondents

PRAYER : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to direct the respondent to file a final report in Crime No.89 of 2022 within a time as stipulated by this Court.

For Petitioner : M/s.V.Sebastinal Preethi

For Respondents : Mr.SS.Madhavan
Government Advocate (Crl. Side)



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ORDER

This Criminal Original Petition has been filed, invoking Section 482 Cr.P.C., seeking direction to the respondent police to file a final report in Crime No.89 of 2022 within a time as stipulated by this Court.

2. When the matter is taken up for hearing today, the learned Government Advocate (Criminal Side) appearing for the respondents would submit that on the basis of the above said FIR, investigation was undertaken and during the course of investigation, it was found that it was a 'Mistake of Fact'. He would further submit that RCS notice was served through speed post on 22.02.2023 to the petitioner/defacto complainant and the same was also affixed and he has also produced the photograph before this Court.

3. The learned counsel appearing for the petitioner would submit that the petitioner has not received any notice so far.



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4. In view of the above, the second respondent is directed to serve

RCS notice to the petitioner/defacto complainant once again and on receipt of the same, the petitioner is at liberty to work out his remedy through appropriate proceedings. Accordingly, this Criminal Original Petition stands disposed of.

23.02.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
csm

To

- 1.The Superintendent of Police,
Thoothukudi,
Thoothukudi District.
- 2.The Inspector of Police,
Pasuvanthanai Police Station,
Thoothukudi District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGO VAN,J.

csm

Order made in
Crl.O.P.(MD)No.3453 of 2023

Dated: 23.02.2023