



Crl.O.P(MD)No.4237 of 2023

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : **27.03.2023**

CORAM:

THE HONOURABLE **MR.JUSTICE G.ILANGO VAN**

Crl.O.P(MD)No.4237 of 2023

A.Shenbagavalli

: Petitioner

Vs.

- 1.The Commissioner of Police,
O/o., The Commissioner of Police,
Tirunelveli City.
- 2.The Additional Deputy Commissioner of Police,
Crime against Women and Children,
O/o., The Commissioner of Police,
Tirunelveli City.
- 3.The Assistant Commissioner of Police,
O/o., The Assistant Commissioner of Police,
Perumalpuram, Palayamkottai Sub-Division,
Tirunelveli City.
- 4.The Inspector of Police,
O/o., The Inspector of Police,
AWPS-Palayamkottai Police Station,
Tirunelveli City.
(Crime No.4 of 2023)

: Respondents

PRAYER : Petition filed under Section 482 of the Code of Criminal Procedure, to direct the first respondent to withdraw the case in Crime



Crl.O.P(MD)No.4237 of 2023

No.4 of 2023 from the fourth respondent and transfer the case in Crime No.4 of 2023 on the file of the fourth respondent to second respondent.

WEB COPY

For Petitioner : Mr.M.Maharaja

For Respondents : Mr.B.Nambiselvan
Additional Public Prosecutor

ORDER

This petition has been filed to transfer the case in Crime No.4 of 2023 from the file of the fourth respondent to the file of the second respondent.

2. The grievance of the petitioner is that the respondent police was not informed about the securing of the victim girl to the petitioner and she was not produced before the Magistrate for recording her statement under Section 164 Cr.P.C. Similarly, the respondent police has not informed about the production of the victim girl before the Government home for current custody.

3. Considering the fact that the proper investigation was not undertaken by the fourth respondent herein, therefore, there shall be direction to the third respondent to take over the investigation and



Crl.O.P(MD)No.4237 of 2023

complete the same within a period of three months from the date of receipt of a copy of this order.

4. With the above observation, the Criminal Original Petition is disposed of.

27.03.2023

Index : Yes/No

Internet : Yes/No

rmk

To

- 1.The Commissioner of Police,
O/o., The Commissioner of Police,
Tirunelveli City.
- 2.The Additional Deputy Commissioner of Police,
Crime against Women and Children,
O/o., The Commissioner of Police,
Tirunelveli City.
- 3.The Assistant Commissioner of Police,
O/o., The Assistant Commissioner of Police,
Perumalpuram, Palayamkottai Sub-Division,
Tirunelveli City.
- 4.The Inspector of Police,
O/o., The Inspector of Police,
AWPS-Palayamkottai Police Station,
Tirunelveli City.
- 5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



CrI.O.P(MD)No.4237 of 2023

G.ILANGO VAN,J.,

Rmk

CrI.O.P(MD)No.4237 of 2023

27.03.2023