



CrI.O.P..(MD) No.17640 of 2022

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **01.09.2023**

CORAM:

THE HONOURABLE DR.JUSTICE **D.NAGARJUN**

CrI.O.P..(MD) No.17640 of 2022

and

CrI.M.P.(MD)Nos.11977 of 2022 and 11052 of 2023

C.Ravi

... Petitioner

Vs.

1.The Deputy Inspector General of Police,
Crime Branch-CID,
No.220, Pantheaon Road,
Egmore, Chennai-8.

2.The Superintendent of Polie-I,
Crime Branch-CID, Central Zone,
No.220, Pantheaon Road,
Egmore, Chennai-8.

3.The Assistant Commissioner of Police,
Cantonment, Trichy.

4.The Inspector of Police,
Cantonment Police Station,
Trichy.
(Crime No.253 of 2022)

..Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Code of Criminal Procedure, to withdraw the investigation in Crime No.253 of 2022



Crl.O.P..(MD) No.17640 of 2022

pending on the file of the fourth respondent and transfer the same to the second respondent for investigation in accordance with law.

For Petitioner : Mr.T.Siris Chawdary
for Mr.R.L.Dilipan Pandian

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

For Impleading
Petitioner : Mr.V.Raghavachari
Senior Counsel
for Mr.Y.Prakash

ORDER

This Criminal Original Petition is filed under Section 482 of Cr.P.C. seeking transfer of investigation in Crime No.253 of 2022 pending on the file of the fourth respondent to second respondent for investigation in accordance with law.

2. It is submitted by learned counsel for the petitioner that as per the status report, though respondent Police admitted that the offence has been committed, except examination of thirteen witnesses as mentioned in Paragraph No.4, the status report, there is no substantial progress in the investigation and



CrI.O.P..(MD) No.17640 of 2022

accused are not arrested and misappropriated amount of Rs.1,27,00,000/- (Rupees One Crore and Twenty Seven Lakhs only) was not recovered. It is further submitted by learned counsel for the petitioner that even if the investigation is completed sought for transferring the case to second respondent Police.

3. Mr.Mr.V.Raghavachari, learned Senior Counsel appearing for the accused submits that in order to delay the proceedings, the present petition is filed.

4. Learned Government Advocate (Criminal Side) submits that the investigation has already been completed and charge sheet is made ready and will be filed shortly.

5. Once investigation has already been completed as reported by learned Government Advocate (Criminal Side), this petition which is filed for transfer of investigation to second respondent agency becomes infructuous. However, since the petitioner has raised objections to the investigation and pointed out the lapses in the investigation, the Deputy Commissioner of Police,



CrI.O.P..(MD) No.17640 of 2022

Trichy City (South), is directed to verify the charge sheet and in case, if there are any lapses in the part of the investigation, a proper directions may be given to the Investigating Officer. The petitioner is also permitted to file the representation before the concerned Deputy Commissioner of Police, Trichy City (South) pointing out the investigation, if any, so that, the officer concerned will verify the investigation with reference to the representation. The Deputy Commissioner of Police, Trichy City (South), is directed to consider the representation of the petitioner and complete the verification of the charge sheet within a period of four weeks from the date of receipt of a copy of this order.

6. In view of the above, this Criminal Original Petition is closed.
Consequently, connected miscellaneous petitions are closed.

01.09.2023

Speaking : Yes / No
NCC : Yes / No
Internet : Yes / No
Index : Yes / No

tsg

Note : Issue Order Copy by 01.09.2023



CrI.O.P..(MD) No.17640 of 2022

WEB COPY

To

- 1.The Deputy Inspector General of Police,
Crime Branch-CID,
No.220, Pantheaon Road,
Egmore, Chennai-8.
- 2.The Superintendent of Polie-I,
Crime Branch-CID, Central Zone,
No.220, Pantheaon Road,
Egmore, Chennai-8.
- 3.The Assistant Commissioner of Police,
Cantonment, Trichy.
- 4.The Inspector of Police,
Cantonment Police Station,
Trichy.
- 5.The Deputy Commissioner of Police (South),
Trichy City.
- 6.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



Crl.O.P..(MD) No.17640 of 2022

DR.D.NAGARJUN. J.

tsg

Crl.O.P..(MD)No.17640 of 2022

01.09.2023