



*CrI.O.P.(MD)No.436 of 2023*

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.01.2023

CORAM

**THE HON'BLE MR.JUSTICE K.MURALI SHANKAR**

CrI.O.P.(MD)No.436 of 2023

Selvi

... Petitioner

Vs.

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

2.The Deputy Superintendent of Police,  
Srivaikundram Range,  
Srivaikundram,  
Thoothukudi District.

2.The Inspector of Police,  
Kurumbur Police Station,  
Thoothukudi District.

... Respondents

**PRAYER :** Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to direct the respondent to expedite the investigation in Crime No.53 of 2021, dated 08.04.2021 and file the final report within a time frame as may be fixed by this Court.

For Petitioner : Mr.J.David Ganesan,



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*Crl.O.P.(MD)No.436 of 2023*

For Respondents : Mr.R.Sivakumar,  
Government Advocate (Criminal Side)

### **ORDER**

This Criminal Original Petition filed, under Section 482 Cr.P.C., seeking orders, to direct the respondent to expedite the investigation in Crime No.53 of 2021, dated 08.04.2021 and file the final report within a time frame as may be fixed by this Court.

2. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Criminal Side) appearing for the State.

3. When the matter is taken up for hearing today, the learned Government Advocate (Criminal Side) appearing for the respondent would submit that the third respondent, after completing the investigation, has filed the final report as mistake of fact and RCS notice was served on the defacto complainant.

4.The learned counsel for the petitioner would submit that RCS notice has not been served on the defacto complainant.



*Crl.O.P.(MD)No.436 of 2023*

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5. In view of the submissions made by the both parties, the third respondent is directed to serve RCS notice to the petitioner. The petitioner is at liberty to file a protest petition, if so advised.

6. With the above directions, this Criminal Original Petition stands disposed of.

**09.01.2023**

NCC : Yes / No  
Index : Yes / No  
Internet : Yes / No  
das

To

- 1.The Superintendent of Police,  
Thoothukudi District, Thoothukudi.
- 2.The Deputy Superintendent of Police,  
Srivaikundram Range,  
Srivaikundram, Thoothukudi District.
- 3.The Inspector of Police,  
Kurumbur Police Station,  
Thoothukudi District.
- 4.The Additional Public Prosecutor,  
Madurai Bench of Madras High Court, Madurai.

3/4



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*Crl.O.P.(MD)No.436 of 2023*

**K.MURALI SHANKAR,J.**

das

Order made in  
Crl.O.P.(MD)No.436 of 2023

Dated: 09.01.2023