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Criminal Original Petition No.2695 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.02.2024

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THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Criminal Original Petition No.2695 of 2024

V.Vijayalakshmi

...Petitioner

Vs

1.The Assistant Commissioner of Police
O/o.the Assistant Commissioner of Police
No.4525, Mahavir Garden Road, Shanthi Nagar
Ksr Nagar, Ambattur, Chennai – 53.

2.The State rep. by
The Inspector of Police
All Women Police Station
Ambattur, Chennai -53.

... Respondents

PRAYER : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, 1973, praying to direct the 1st respondent conduct the fair investigation and consequently, direct the 2nd respondent to alter the FIR in Crime No.02 of 2024 dated 18.01.2024, offences u/s.417, 420 and 406 IPC, by including offences u/s.376(2)(n), 493 IPC r/w Section 3(i)(w)(ii) and 3(2)(va) the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989.

For Petitioner : Mr.D.Revathi Karthick



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For Respondents : Mr.A.Damodaran
Additional Public Prosecutor

ORDER

This Criminal Original petition has been filed seeking for a direction to the respondent police to alter the offences in the first information report in Crime No.02 of 2024 dated 18.01.2024, offences u/s.417, 420 and 406 IPC, by including offences u/s.376(2)(n), 493 IPC r/w Section 3(i)(w)(ii) and 3(2)(va) the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989.

2. The learned Additional Public Prosecutor, on instructions, would submit that the first information report was registered only on 18.01.2024 for the offences under Sections 417, 420, 406 of the Indian Penal Code, that the investigation is in progress and that if, in the course of investigation, the respondent police collects sufficient materials, the offenses will be altered accordingly.

3. In view of the above submissions, there shall be a direction to



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the respondent to continue with the investigation effectively and based on the materials collected during the course of investigation, either alter the first information report or file the final report by adding the necessary offences made out.

4. This Criminal Original Petition is disposed of accordingly.

09.02.2024

Index : Yes/No
Speaking order: Yes/No
Neutral citation: Yes/No
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To

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No.4525, Mahavir Garden Road, Shanthi Nagar
Ksr Nagar, Ambattur, Chennai – 53.

2. The State rep. by
The Inspector of Police
All Women Police Station
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3. The Public Prosecutor,
High Court, Madras.



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N.ANAND VENKATESH, J
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