



W.P.(MD) Nos.15074, 16599 and 25797 of 2022

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 02.04.2024

CORAM:

THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN

W.P.(MD) Nos.15074, 16599 and 25797 of 2022

in

W.M.P(MD).No.12020 of 2022

Esakki Sankari

... Petitioner

in W.P(MD).No.15074 of 2022

Madasamy

... Petitioner

in W.P(MD).Nos.16599 and 25797 of 2022

Vs.

1.The Secretary to the Government of Tamil Nadu

Home Department,

Fort.St.George,

Chennai.

2.The Superintendent of Police,

CBCID,

Chennai.

3.The Inspector of Police,

CBCID,

Palayamkottai,

Tirunelveli.

4.The Joint Director,

Central Bureau of Investigation,

Shasthri Bhavan,

Chennai.

... Respondents

in W.P(MD).No.15074 of 2022



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1.The Secretary to the Government of Tamil Nadu

Home Department,
Fort.St.George,
Chennai.

2.The Director General of Police,
Chennai.

3.The Superintendent of Police,
CBCID,
Chennai.

4.The Inspector of Police,
CBCID,
Palayamkottai,
Tirunelveli.

5.The Joint Director,
Central Bureau of Investigation,
Shasthri Bhavan,
Chennai.

... Respondents
in W.P(MD).No.16599 of 2022

1.The Home Secretary of the
Government of Tamil Nadu,
Secretariat,
Fort. St George,
Chennai.

2.The Director General of Police,
Chennai.

3.The Superintendent of Police,
Tirunelveli District,
Tirunelveli.

4.The Deputy Superintendent of Police,
Special Investigation Wing,
CBCID,
Madurai

... Respondents
in W.P(MD).No.25797 of 2022

Prayer in W.P(MD).No.15074 of 2022 :- Petitions filed under Article 226 of the Constitution of India, praying for issuance of Writ of Mandamus, directing the third respondent to withdraw the investigation



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of the case registered in Crime No.41 of 2018 and transfer the same to the fourth respondent herein for the purpose of taking appropriate effective and expeditious investigation of the same.

Prayer in W.P(MD).No.16599 of 2022 :- Petitions filed under Article 226 of the Constitution of India, praying for issuance of Writ of Mandamus, directing the fourth respondent to withdraw the investigation of the case registered in Crime No.42 of 2018 and transfer the same to the fifth respondent herein for the purpose of taking appropriate effective and expeditious investigation of the same.

Prayer in W.P(MD).No.25797 of 2022 :- Petitions filed under Article 226 of the Constitution of India, praying for issuance of Writ of Mandamus, directing the respondent herein to pay a sum of Rs.50,00 lakhs as compensation to the legal heirs and defendant of the deceased Manickaraja, based on the petitioner's representation dated 18.10.2022, within the time stipulated by this Court.

For Petitioners : Mr.V.Maharajan
(in all W.Ps)

Respondents in W.P(MD).No.15074 of 2022

For R1 to R3 : Mr.S.Ravi
Additional Public Prosecutor
For R4 : Mr.Mohideen Basha
Special Public Prosecutor

Respondents in W.P(MD).No.16599 of 2022

For R1 to R4 : Mr.S.Ravi
Additional Public Prosecutor
For R5 : Mr.Mohideen Basha
Special Public Prosecutor



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Respondents in W.P(MD).No.25797 of 2022

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For Respondents : Mr.S.Ravi
Additional Public Prosecutor

COMMON ORDER

These writ petition has been filed seeking direction to the fourth respondent to withdraw the investigation of the case registered in Crime Nos.41 and 42 of 2018 and transfer the same to the fifth respondent herein for the purpose of taking appropriate effective and expeditious investigation of the same.

2. The case of the prosecution is that on 26.03.2018, the police officials brutally attacked one Murugesan and Manickaraj. Due to such severe beating, both of them died. Therefore, the petitioners sent a detailed representation to the Deputy Superintendent of Police, even then, a proper enquiry has not been done. Therefore, the petitioners approached this Court seeking transfer of investigation in W.P(MD).No. 14516 of 2018 and the same was allowed. In the above said crime several higher officials are included. Therefore, the third respondent police could not able to conduct the investigation as expeditiously as possible. Hence, the present petitions have been filed.



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3 Today, when the matters are taken up for hearing, the learned Additional Public Prosecutor would submit that in respect of the Crime Nos.41 and 42 of 2018, the positive final report has been filed by the CBCID before the learned Judicial Magistrate-I, Tirunelveli and the same was posted on 15.04.2024 for committal proceedings.

4. In view of the above submission, these Writ Petitions are closed. Consequently, the connected miscellaneous petition is closed.

02.04.2024

NCC : Yes/No
Index : Yes/No
Internet : Yes/No
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- 1.Home Department,
Government of Tamil Nadu
Fort.St.George,
Chennai.
- 2.The Director General of Police,
Chennai.
- 3.The Superintendent of Police,
CBCID,
Chennai.
- 4.The Inspector of Police,
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Tirunelveli.
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K.K.RAMAKRISHNAN,J.,

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W.P.(MD) Nos.15074, 16599 and 25797 of 2022
in
W.M.P(MD).No.12020 of 2022

Dated: 02.04.2024