



W.P.(MD)No.21837 of 2022

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:13.02.2024

CORAM:

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.(MD) No.21837 of 2022

Mariappan

... Petitioner

Vs.

1.The Director General of Police,
Office of the Director General of Police,
Dr.Radhakrishnan Salai,
Mylapore,
Chennai.

2.The Superintendent of Police,
Office of the Superintendent of Police,
Thanjavur District.

3.The Inspector of Police,
Kumbakonam East Police Station,
Thanjavur District.
(Crime No.250/2022).

4.The Deputy Superintendent of Police,
CBCID,
Thajavur District.

... Respondents



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Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, to direct the 1st respondent herein to withdraw the case in Crime No.250 of 2022 on the file of the 3rd respondent and entrust the investigation to the 4th respondent / the Deputy Superintendent of Police, CBCID, Thanjavur District herein for further investigation within the time stipulated by this Court.

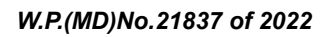
For Petitioner : Mr.Sathya Chidambaram.S

For R1 to R4 : Mr.B.Nambiselvan
Additional Public Prosecutor

ORDER

This Writ Petition has been filed to direct the 1st respondent herein to withdraw the case in Crime No.250 of 2022 on the file of the 3rd respondent and entrust the investigation to the 4th respondent / the Deputy Superintendent of Police, CBCID, Thanjavur District herein for further investigation within the time stipulated by this Court.

2. The learned counsel for the petitioner would submit that on 29.04.2022, the brother's wife of the petitioner was admitted in a hospital



3. The learned counsel appearing for the petitioner would submit during pendency of the Writ Petition, the petitioner is passed away. However, the father of the petitioner is alive, hence, this Court may grant remedy to the father of the petitioner to workout his remedy in the manner known to law.



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4. The learned Additional Public Prosecutor appearing for the respondents would submit that during pendency of the Writ Petition, investigation was conducted in Crime No.250 of 2022 on the file of the third respondent and the same was closed as further action was dropped.

5. Recording the submissions made by the learned counsel appearing for the petitioner that the petitioner is passed away, this Writ Petition is dismissed as abated. Since the investigation was closed as further action was dropped as per the submission made by the learned Additional Public Prosecutor, no further order is required to be passed in this petition.

6. Accordingly, this Writ Petition is dismissed as abated. However, liberty is granted to the legal heirs of the petitioner to workout their remedy in the manner known to law. No costs.

13.02.2024

NCC:Yes/No
Index:Yes/No
Internet:Yes/No
Indu

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To:

- 1.The Director General of Police,
Office of the Director General of Police,
Dr.Radhakrishnan Salai,
Mylapore,
Chennai.
- 2.The Superintendent of Police,
Office of the Superintendent of Police,
Thanjavur District.
- 3.The Inspector of Police,
Kumbakonam East Police Station,
Thanjavur District.
(Crime No.250/2022).
- 4.The Deputy Superintendent of Police,
CBCID,
Thajavur District.
- 5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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M.DHANDAPANI,J.

Indu

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