



Crl.O.P.(MD)No.21639 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.12.2024

CORAM

THE HON'BLE MR.JUSTICE M.NIRMAL KUMAR

Crl.O.P.(MD)No.21639 of 2024

S.Ganesan

.. Petitioner

Vs.

1. The Superintendent of Police
Dindigul District
Dindigul

2. The Deputy Superintendent of Police
Nilakottai Sub Division
Dindigul District

3. The Inspector of Police
Viraveedu Police Station
Dindigul District

4. Sivamani

5. Anitha

.. Respondents

PRAYER : Criminal Original Petition filed under Section 528 of BNSS, to direct the respondents 1 to 3 to investigate in the proper manner in the crime No. 130 of 2024 on the file of the third respondent on the basis of the petitioner's representation dated 16.11.2024.

For Petitioner : Mr.V.Vijayasethupathy

For Respondents : Mr.A.Thiruvadi Kumar

No.1& 2 Additional Public Prosecutor



WEB COPY



Crl.O.P.(MD)No.21639 of 2024

ORDER

This Criminal Original Petition has been filed to direct the respondents 1 to 3 to investigate in the case in the crime No. 130 of 2024 on the file of the third respondent on the basis of the petitioner's representation dated 16.11.2024.

2. The learned Additional Public Prosecutor appearing for the respondents 1 to 3 would submit that in this case investigation has been completed and the final report has been filed before the learned Judicial Magistrate, Nilakottai and the same was taken cognizance in STC No.571 of 2024 and the case stands posted to 05.02.2025 for appearance of the accused.

3. The learned counsel appearing for the petitioner submitted that in this case the petitioner sustained severe injuries but the respondent police has filed final report for the lesser offence only.

4. In view of the same, the petitioner can very well approach the trial Court and file a protest petition before the trial Court and on filing such petition the trial Court is directed to consider the same and pass orders on its own merits.



Crl.O.P.(MD)No.21639 of 2024

WEB COPY

5. With the above direction, this Criminal Original Petition stands allowed.

10.12.2024

NCC : Yes/No
Index : Yes / No
Internet : Yes / No
aav

To

- 1.The Judicial Magistrate, Nilakottai
2. The Superintendent of Police
Dindigul District
Dindigul
3. The Deputy Superintendent of Police
Nilakottai Sub Division
Dindigul District
4. The Inspector of Police
Viraveedu Police Station
Dindigul District
- 5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



Crl.O.P.(MD)No.21639 of 2024

M.NIRMAL KUMAR,J.

aaav

Crl.O.P.(MD)No.21639 of 2024

10.12.2024