



W.P.No.16984 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED: 17.02.2025

CORAM:

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

W.P.No.16984 of 2023
and W.M.P.Nos.16197 & 16199 of 2023

K.Arunkumar

...Petitioner

-Vs-

1. The Commissioner of Police,
Office of the Commissioner of Police Office,
Coimbatore City, Huzur Road,
Uppilpalayam, Coimbatore – 641 018.

2. The Superintendent of Police,
Office of the Superintendent of
Police (Rural) Office,
State Bank Road,
Coimbatore – 641 018.

3. The Deputy Superintendent of Police,
Office of the Superintendent of
Police (Rural) Office,
State Bank Road,
Coimbatore – 641 018.

4. M/s. Eastern Spinwell Limited,
Rep. by its Managing Director,
Suresh Kumar Agarwal,
23, Sowripalayam Road,
Coimbatore – 641 028.

... Respondents



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Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents 1 & 2 to transfer the complaint vide DCB. C.No.08/Zonal/DSP/DCB/CBE/2023 dated 21.03.2023 (served to the petitioner on 03.06.2023) lodged by the fourth respondent against this petition from the file of the third respondent to an officer not below the rank of Superintendent of Police in other jurisdiction.

For Petitioner : Mr.Arfat Mohammed.A

For Respondents

For R1 to R3 : Mr.A.Gopinath
Government Advocate (Crl. Side)

For R4 : Mr.R.Ravichandran

ORDER

This writ petition has been filed to transfer the complaint dated 21.03.2023 from the file of the third respondent to any other officer not below the rank of Superintendent of Police in other jurisdiction.

2. On instruction the learned Government Advocate (Crl. Side) appearing for the respondents police submitted that on receipt of the complaint from the petitioner, the third respondent conducted detailed enquiry and closed the same. Therefore, no complaint is pending on the file of the third respondent.



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3. It is also seen that the complaint cannot be transferred from one Investigating Officer to another Investigating Officer even before registering the same in FIR. Therefore, the transfer of complaint does not arise and the writ petition itself is devoid of merits and liable to be dismissed.

4. Accordingly, the Writ Petition stands dismissed. Consequently, connected miscellaneous petitions are closed. There shall be no order as to costs.

17.02.2024

Index : Yes/No
Neutral Citation : Yes/No
Speaking/Non Speaking order
rts

To

1. The Commissioner of Police,
Office of the Commissioner of Police Office,
Coimbatore City, Huzur Road,
Uppilpalayam, Coimbatore – 641 018.

2. The Superintendent of Police,
Office of the Superintendent of
Police (Rural) Office,
State Bank Road,
Coimbatore – 641 018.



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3. The Deputy Superintendent of Police,
Office of the Superintendent of
Police (Rural) Office,
State Bank Road,
Coimbatore – 641 018.

4. The Public Prosecutor,
Madras High Court,
Chennai.

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