



CrI.O.P.No.20027 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED : 16.07.2025

Coram:

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

CrI.O.P.No.20027 of 2025

Pushpalatha

... Petitioner

Vs.

1. The Statae

The Commissioner of Police
Office of Commissioner of Police
Central Crime Branch
132, EVK Sampath Road,
Vepery, Periyamet, Chennai - 600 007

2. The Deputy Commissioner of Police

Central Crime Branch, 132 EVK Sampath Road
Vepery, Periyamet, Chennai - 600 007

3. The Inspector of Police

Central Crime Branch
EDF-II, Team-III
132, EVK Sampath Road
Vepery, Periyamet,
Chennai - 600 007

... Respondents



Crl.O.P.No.20027 of 2025

Prayer: Criminal Original Petition filed under Section 528 of B.N.S.S., to

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issue appropriate direction to transfer the investigation in the FIR in Crime No.31 of 2024 pending on the file of the first respondent/police to any other competent authority and file final report.

For Petitioner : Mr.K.Chandrasekaran

For Respondents : Dr.C.E.Pratap

Government Advocate (Crl. Side)

ORDER

This Criminal Original Petition has been filed by the petitioner for transfer the investigation in the FIR in Crime No.31 of 2024 pending on the file of the first respondent/police to any other competent authority and file final report.

2. The learned counsel for the petitioner submitted that earlier the petitioner had filed a petition before this Court in Crl.O.P.No.11240 of 2025 seeking direction to change the investigation to any other Senior Officer or



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agency, in which, the learned Government Advocate (Crl. Side) submitted that

after conclusion of investigation, further action was dropped on 10.03.2025

and referred charge sheet was also served on the petitioner and thereby, this

Court dismissed the said petition as infructuous by order dated 16.04.2025.

Pursuant to the same, the petitioner approached the Metropolitan Magistrate

Court (for Exclusive Trial of CCB and CBCID Cases) at Egmore, Chennai by

way of filing a protest petition in Crl.M.P.SR.No.637 of 2025 dated 13.05.2025

under Section 175(3) and 193 of BNSS. But the same was returned by the

Magistrate stating that no such final report was filed in the Court. Therefore, it

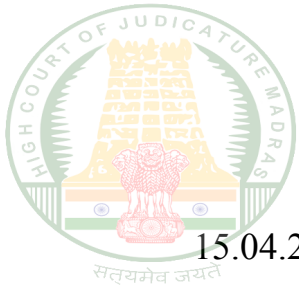
clearly reveals that the investigation was neither proper nor concluded in

accordance with law and therefore, it is just and necessary to direct the first

respondent to transfer the investigation to any other competent authority and to

direct them to file final report.

3. The learned Government Advocate (Crl. Side) appearing for the respondents submitted that the said final report was filed through e-filing on



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15.04.2025 and the learned Magistrate without verifying the same, has made

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such an endorsement.

4. In view of the above, the Magistrate is directed to verify as to whether the said charge sheet/final report was filed through e-filing and if it is otherwise in order, issue notice to the petitioner and take the protest petition to be filed by the petitioner on file and proceed with the same further in accordance with law.

5. With the above directions, this Criminal Original Petition is disposed of.

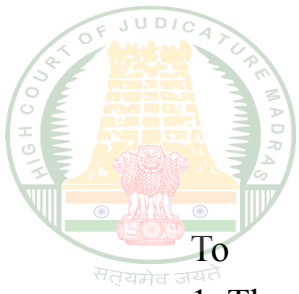
16.07.2025

Index : Yes / No

Speaking Order : Yes / No

Neutral Citation Case : Yes/No

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To

1. The Metropolitan Magistrate Court
(for Exclusive Trial of CCB and CBCID Cases)
Egmore, Chennai

2. The Commissioner of Police
Office of Commissioner of Police
Central Crime Branch
132, EVK Sampath Road,
Vepery, Periyamet, Chennai - 600 007

3. The Deputy Commissioner of Police
Central Crime Branch, 132 EVK Sampath Road
Vepery, Periyamet, Chennai - 600 007

4. The Inspector of Police
Central Crime Branch
EDF-II, Team-III
132, EVK Sampath Road
Vepery, Periyamet,
Chennai - 600 007

5. The Public Prosecutor
High Court of Madras, Chennai



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P.VELMURUGAN,J.

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