

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 06.03.2025

CORAM

THE HONOURABLE MR.JUSTICE P. DHANABAL

CrI.O.P(MD)No.4204 of 2025

Dr.Kannan Bhaba

... Petitioner

Vs

1. The State of Tamilnadu,
Rep by the Director General of Police,
Mylapore,
Dr.Radhakrishnan Salai,
Chennai 600 004.

2. The Addl Director General Of Police,
Crime Branch Criminal Investigation Department (CBCID)
South Zone,
No.220 Pantheon Road, Egmore,
Chennai 600 008.

3. The Commissioner of Police,
Tirunelveli City,
Tirunelveli.

4. The Inspector of Police,
High Ground Police Station,
Tirunelveli City.
Tirunelveli District.
Crime No.67/2024.



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5. The Inspector of Police,
Crime Branch Criminal Investigation
Department (CBCID)
Tirunelveli,
Tirunelveli 627 007.

... Respondents

PRAYER: Criminal Original petitions have been filed under Section 528 of BNSS to transfer the investigation to the 5th respondent office for conducting fair and impartial investigation in Crime No.67/2024 on the file of Respondent No.4 within a stipulated period fixed by this Court.

For Petitioner : Mr. R.Karunanidhi

For Respondents : Mr.M.Sakthi Kumar

Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition has been filed to transfer the investigation to the 5th respondent office for conducting fair and impartial investigation in Crime No.67/2024 on the file of Respondent No.4 within a stipulated period fixed by this Court.

2.When the matter is taken up for hearing, the learned Government Advocate (Crl.Side) appearing for the respondent police submitted that in this case after completion of investigation, final report has



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been filed before the concerned Court as 'undetectable'. Hence, nothing survives for further adjudication.

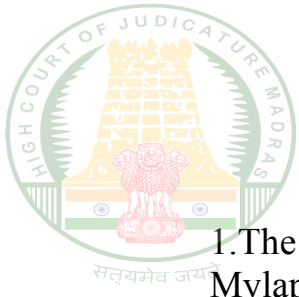
3. Since this petition is filed seeking transfer of investigation and the respondent police has already filed final report before the concerned Court as 'undetectable', it is for the concerned Judicial Magistrate to act in accordance with the dictum laid down in *Chinnathambi @ Subramani Vs State* reported in 2017(2) SCC Online Mad 670.

4. With the above observations, this petition stands disposed of.

06.03.2025

Internet : Yes
Index : Yes/No
NCC : Yes/No
PNM

To



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Tirunelveli District.
Crime No. 67/2024.

5. The Inspector of Police,
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Department (CBCID)
Tirunelveli,
Tirunelveli 627 007.

6. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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P. DHANABAL, J.

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