WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-11-2026

Case QR

CORAM

THE HON'BLE MR JUSTICE G.K. ILANTHIRAIYAN

CRL OP No. 4794 of 2026

CNR:{HCMA010421302026}

Devendran
S/o. Kali Gounder(Late)

..Petitioner

Vs

1. State Rep. By,
   The Superintendent of Police,
   Office of the SP, Dharmapuri.

2. The Deputy Superintendent of Police,
   CBCID Police Station, Adiyamankottai,
   Dharmapuri.

3. The Inspector of Police,
   Adhiyaman Kottai Police Station,
   Dharmapuri.

..Respondents

PRAYER : Criminal Original Petition filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023, pleased to direct the Respondent No.1 to transfer the investigation of Crime No.187 of 2023 date 19.07.2023 from the file of the third Respondent Police to the Second Respondent Department, Consequentially direct the second Respondent to conduct appropriate investigation and file the Final Report within a stipulated time period based on the written representation of the Petitioner dated 25.03.2025.

https://www.mhc.tn.gov.in/judis

WEB COPY

For Petitioner: Mr.Thangavadhanabalakrishnan

For Respondents: Mr.A.Amarnath
Additional Public Prosecutor
for R1 to R3

ORDER

This Criminal Original Petition has been filed for transfer of investigation in Crime No.187 of 2023 from the file of the third respondent police to the second respondent for proper and fair investigation.

2. Heard the learned counsel appearing on either side and perused the materials placed on record.

3. On the complaint lodged by the petitioner, the third respondent police registered an F.I.R in Crime No.187 of 2023 for the offences punishable under Sections 279 and 304(A) of Indian Penal Code, alleging that on 19.07.2023 at about 7.30 a.m., the mother of the defacto complainant was hit by a white car speeding from Salem to Krishnagiri while she was walking on the left side of the National Highways Road at Krishanagiri to Jeeva Nagar division Road, where she sustained grievous injuries and subsequently died.

4. It is further alleged that, even after registration of F.I.R, the third respondent police did not even take any effective steps to find out the car which

https://www.mhc.tn.gov.in/judis

WEB COPY

caused accident. In fact, a headlight found at the scene of occurrence, which allegedly belonged to a Hyundai Creta car, was handed over to the investigating officer. Even then the third respondent police did not take any steps to investigate the crime.

5. On perusal of status report filed by the third respondent reveals that the headlight recovered from the scene of occurrence does not belong to Hyundai Creta Car. It is an old model headlight and does not match with any model of car. It is further stated that the third respondent also formed a separate team and enquired several persons. They had also verified CCTV footages available at the Thoppur Toll plaza and other places. However, even till date, the third respondent police have not been able to identify the vehicle involved in the accident. Therefore, there is no delay on the part of the third respondent police to transfer the investigation in Crime No. 187 of 2023 for the offences punishable under Sections 279 and 304(A) of Indian Penal Code.

6. In view of the above, this Court is not inclined to transfer the investigation in Crime No. 187 of 2023, since it would affect the investigation already done by the third respondent. However, the third respondent police is directed to complete the investigation and file a final report within a period of 12 weeks from the date of receipt of a web copy of this order.

https://www.mhc.tn.gov.in/judis

WEB COPY

7. Accordingly, this Criminal Original Petition is dismissed.

10-11-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

PSS/LPP

To

1. The Superintendent of Police,
Office of the SP, Dharmapuri.

2. The Deputy Superintendent of Police, CBCID Police Station,
Adiyamankottai, Dharmapuri.

3. The Inspector of Police, Adhiyaman Kottai Police Station, Dharmapuri.

4. The Public Prosecutor, High Court of Madras.

https://www.mhc.tn.gov.in/judis

WEB COPY

G.K.ILANTHIRAIYAN J.

PSS

CRL OP No. 4794 of 2026

10-11-2026

https://www.mhc.tn.gov.in/judis