



Crl.O.P.(MD)No.11026 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.06.2026

CORAM

THE HON'BLE MR.JUSTICE P.DHANABAL

Crl.O.P.(MD)No.11026 of 2023

P.Balasubramanian

.. Petitioner

Vs.

1.The Superintendent of Police
Office of the Superintendent of Police
Sivagangai District

2. The Deputy Superintendent of Police
Office of the Deputy Superintendent of Police
Devakottai Sub Division,
Sivagangai District

3. The Inspector of Police
Kallal Police Station,
Sivagangai

.. Respondents

PRAYER : Criminal Original Petition filed under Section 482 of Cr.P.C., directing the first respondent to appoint a competent police officer other than the third respondent to investigate the case in Crime No.49 of 2023 on the file of the third respondent within the time stipulated by this Court.

For Petitioners : Mr.Sabeer Mohamed

For Respondents : Mr.N.Balasubramanian

Counsel for State of Tamil Nadu(Crl.Side)



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ORDER

This Criminal Original Petition has been filed to direct the first respondent to appoint a competent police officer other than the third respondent to investigate the case in Crime No.49 of 2023 on the file of the third respondent within the time stipulated by this Court.

2. According to the petitioner he is the defacto complainant in this case and based on the complaint given by the petitioner a case has been registered in Crime No.49 of 2023 for the offences under Sections 147,448,294(b),323 and 379 of IPC. Thereafter the third respondent has not conducted investigation properly. Even after registration of the First Information Report after a long time the charge sheet has not been filed, therefore investigation has to be taken to some other officials.

3. The learned Government Advocate appearing for the respondents would submit that due to some unavoidable circumstances the respondents are unable to complete the investigation. Now the previous investigation officer has been transferred to some other police station and the present investigation officer will complete the investigation within a period of two months and prayed to extend the time to complete the investigation.



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4. Heard both sides and perused the materials available on record.

5. On perusal of records it is seen that the First Information Report has been registered by the third respondent in Crime No.49 of 2023 for the offences under Sections 147, 448, 294(b), 323 and 379 of IPC. Thereafter after the past three years no effective steps have been taken to complete the investigation and file final report. The previous investigation officer has been transferred and now the present investigation officer has assured to complete the investigation within two months.

6. Recording the above said submission, this Court directs the third respondent to complete the investigation and file final report within a period of two months without any further delay. The second respondent is directed to monitor the investigation of the third respondent.

7. With the above direction, the Criminal Original Petition stands disposed of.

04.06.2026

NCC : Yes/No
Index : Yes / No
Internet : Yes / No
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To

1. The Superintendent of Police
Office of the Superintendent of Police
Sivagangai District
2. The Deputy Superintendent of Police
Office of the Deputy Superintendent of Police
Devakottai Sub Division,
Sivagangai District
3. The Inspector of Police
Kallal Police Station,
Sivagangai
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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P.DHANABAL,J.

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