



Crl.O.P.(MD)No.12311 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : **02.02.2026**

CORAM:

THE HONOURABLE **MRS.JUSTICE L.VICTORIA GOWRI**

Crl.O.P.(MD)No.12311 of 2024

Jino Shajin

... Petitioner

Vs.

1. The Superintendent of Police,
Nagercoil,
Kanyakumari District.

2. The Deputy Superintendent Of Police,
Colachal Circle,
Kanyakumari District.

3. The Inspector of Police,
Kollencode Police Station,
Kanyakumari District.
Crime No.26 of 2024.

... Respondents

PRAYER : Petition filed under Section 528 of BNSS, 2023 to withdraw the investigation pertaining to the case in Crime no.26 of 2024 dated 15.02.2024 on the file of the 3rd Respondent and hand over to any other Investigation Agency within the stipulated time as fixed by this Court.



Crl.O.P.(MD)No.12311 of 2024

For Petitioner : Mr.B.Sargunam
For Respondents : Mr.M.Sakthikumar
Government Advocate (Crl.)

ORDER

The petitioner seeks to withdraw the investigation pertaining to the case in Crime no.26 of 2024 dated 15.02.2024 on the file of the 3rd respondent and hand over to any other Investigation Agency within the stipulated time as fixed by this Court.

2. The learned counsel appearing for the petitioner submitted that at the instance of the petitioner, who is the defacto complainant, an FIR in Crime No. 26 of 2024 was registered for the offence under Section 174 of Cr.P.C., with respect to the suspicious death of the petitioner's father. However, the case has been closed as mistake of fact by the third respondent police, as the case of suicide in a premature manner. Hence, this petition came to be filed.

3. The learned Government Advocate, on instructions, submitted that upon completion of the investigation, a closure report had been filed as “mistake of fact”, recording which, the trial Court had also closed the same.



Crl.O.P.(MD)No.12311 of 2024

4. Recording the above, this Criminal Original Petition is closed with liberty to the petitioner to challenge the closure report, by filing a protest petition in accordance with law.

02.02.2026

NCC : Yes / No
Index : Yes / No
Sm

TO:-

1. The Superintendent of Police,
Nagercoil,
Kanyakumari District.
2. The Deputy Superintendent Of Police,
Colachal Circle,
Kanyakumari District.
3. The Inspector of Police,
Kollencode Police Station,
Kanyakumari District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



Crl.O.P.(MD)No.12311 of 2024

L.VICTORIA GOWRI, J.

Sm

Order made in
Crl.O.P.(MD)No.12311 of 2024

Dated
02.02.2026