



Crl.O.P(MD)No.14101 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 04.02.2026

CORAM

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

Crl.O.P(MD)No.14101 of 2025

Kamathchi

... Petitioner/Defacto Complainant

**Vs.**

1.The State of Tamil Nadu,  
Rep.by The Superintendent of Police,  
O/o. the Superintendent of Police,  
Pudukkottai District.

2.The Deputy Superintendent of Police,  
O/o. the Deputy Superintendent of Police,  
Pudukkottai District.

3.The Inspector of Police,  
Gandharvakottai Police Station,  
Pudukkottai District.  
(Crime No.13/2025)

... Respondents/Respondents

**Prayer:** Criminal Original Petition is filed under Section 528 of BNSS, 2023, to direct the 1<sup>st</sup> respondent to withdrawn the crime No.13 of 2025 from the file of 3<sup>rd</sup> respondent and transfer the same to any other competent police officer, more particularly the 2<sup>nd</sup> respondent and



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consequently direct the 1<sup>st</sup> respondent to monitor the investigation and file final report.

For Petitioner : Mr.RMS.Sethuraman  
for M/s.KBS Law Office  
For Respondents : Mr.M.Sakthi Kumar  
Government Advocate(Crl.Side)

### **ORDER**

This criminal original petition is filed to direct the 1<sup>st</sup> respondent to withdraw Crime No.13 of 2025 from the file of 3<sup>rd</sup> respondent and transfer the same to any other competent police officer, more particularly the 2<sup>nd</sup> respondent and consequently direct the 1<sup>st</sup> respondent to monitor the investigation and file final report.

2. When the matter is taken up for hearing, the learned Government Advocate, on instructions, would submit that after completion of investigation, the final report has been filed as 'mistake of fact' before the learned Judicial Magistrate, Gandharvakottai and RCS notice has also been served on the petitioner on 02.02.2026.



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3. In view of the above, this Criminal Original Petition is closed with liberty to the petitioner to challenge the final report, by filing a protest petition in accordance with law. On receipt of the same, the learned Trial Court is directed to dispose of the same within a period of three(3) months from the date of filing of the petition.

**04.02.2026**

NCC : Yes / No  
Index : Yes / No  
Internet : Yes/ No  
gbg

To

- 1.The Superintendent of Police,  
O/o. the Superintendent of Police,  
Pudukkottai District.
- 2.The Deputy Superintendent of Police,  
O/o. the Deputy Superintendent of Police,  
Pudukkottai District.
- 3.The Inspector of Police,  
Gandharvakottai Police Station,  
Pudukkottai District.
- 4.The Judicial Magistrate,  
Gandharvakottai.

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**L.VICTORIA GOWRI, J.**

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

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**04.02.2026**