

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.02.2020

CORAM:

THE HONOURABLE **MR.JUSTICE A.D.JAGADISH CHANDIRA**

Cont.P.(MD)No.123 of 2020

in

Crl.O.P.(MD)No.10790 of 2019

R.Jayaraj

: Petitioner

Vs.

Malaisamy,

Inspector of Police,

Thallakulam Police Station,

Thallakulam, Madurai.

: Respondent

PRAYER: Contempt Petition filed under Section 11 of the Contempt of Court Act, to punish the contemnor / respondent herein for committing grave contempt and gross disobedience of the order passed by this Court in Crl.O.P.(MD)No.10790 of 2019 dated 31.07.2019.

For Petitioner

: Mr.M.M.Manivel Pandian

For Respondent

: Mr.S.Chandrasekar,
Additional Public Prosecutor.

ORDER

This contempt petition has been filed to punish the contemnor / respondent herein for committing grave contempt and gross disobedience of the order passed by this Court in CrI.O.P.(MD) No.10790 of 2019 dated 31.07.2019.

2.Contemnor is present before this Court, today. The learned Additional Public Prosecutor appearing for the respondent would submit that this Court by an order dated 31.07.2019, had directed the police to complete the investigation in Crime No.223 of 2019 and file a final report within a period of one month from the date of receipt of copy of the order. The order copy was received by the respondent police on 05.12.2019 and immediately, steps were taken by respondent police and investigation has been completed and final report has been filed referring the case as mistake of fact. He would submit that RCS notice was also pasted on the house of the petitioner and that the order of this Court has been complied with. However, there was a delay on the part of the respondent police. He would submit that the delay is not willful and that the respondent police expressed his remorse for the delay in filing final report and he seeks apologies of this Court.

3.Apologies accepted. In view of the above, the alleged delay and disobedience cannot be termed as wilful disobedience of the order. Accordingly, this contempt petition stands closed. However, liberty is granted to the petitioner to challenge the final report.

26.02.2020

Index: Yes/No
Internet: Yes/No
gns

To

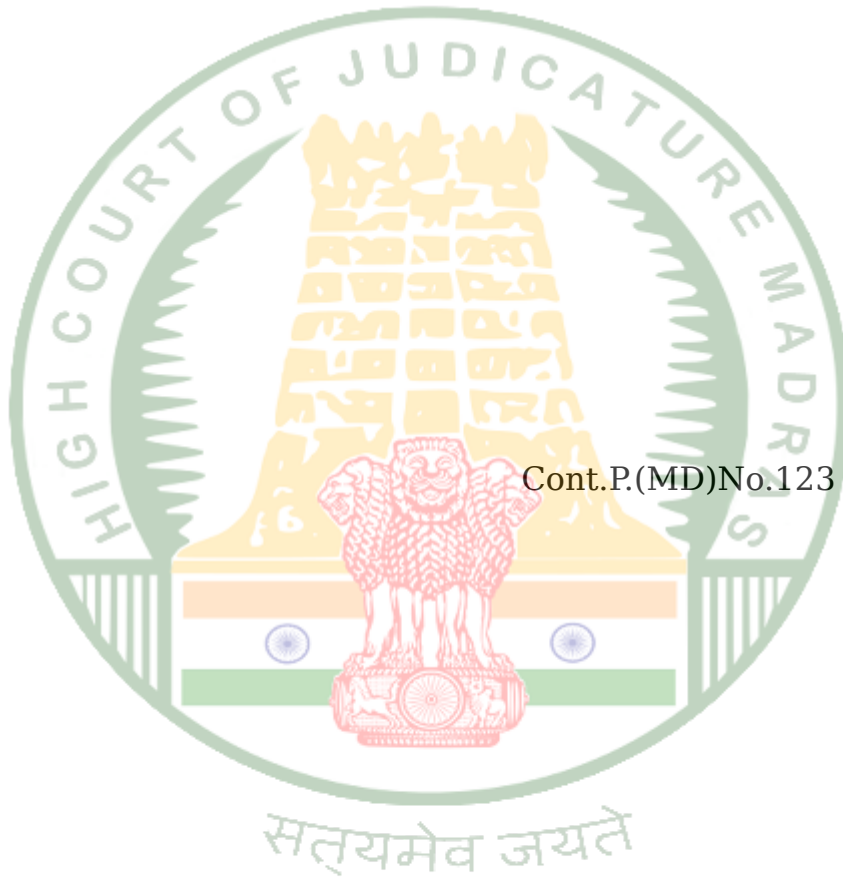
- 1.Malaisamy,
Inspector of Police,
Thallakulam Police Station,
Thallakulam, Madurai.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

सत्यमेव जयते

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A.D.JAGADISH CHANDIRA, J.,

gns



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