

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION  
CRIMINAL APPEAL NO.648 OF 2010

Inspector of Police

... Appellant

VERSUS

R. Vijayaraghavan

... Respondent

O R D E R

Having heard Mr. Subramonium Prasad, learned AAG for the appellant and Ms. V. Mohana, learned counsel for the respondent, we are of the considered opinion that this is not a fit case where the High Court should have exercised power under Section 482 of the Code of Criminal Procedure and would have been well advised the investigation to take its own course.

In view of the aforesaid, we allow the appeal and set aside the impugned order and direct that the investigation against the accused-respondent would continue as distinguished in law. We may hasten to clarify that we have not expressed any opinion in respect of any of the aspects. However, it is directed that the respondent shall not be arrested during the investigation in connection with the present case.

The appeal is, accordingly, allowed.

.....,J.  
(Dipak Misra)

.....,J.  
(Prafulla C. Pant)

New Delhi;  
March 18, 2015.

ITEM NO.101

COURT NO.5

SECTION IIA

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Criminal Appeal No(s). 648/2010

INSPECTOR OF POLICE

Appellant(s)

VERSUS

R.VIJAYARAGHAVAN

Respondent(s)

(with appln. (s) for permission to file additional documents and exemption from filing O.T. and permission to file additional documents and exemption from filing O.T. and permission to file additional documents)

Date : 18/03/2015 This appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE DIPAK MISRA  
HON'BLE MR. JUSTICE PRAFULLA C. PANT

For Appellant(s) Mr. Subramonium Prasad, AAG  
Mr. M. Yogesh Kanna, Adv.  
Mr. Rajiv Dalal Barrister, Adv.  
Ms. Mega Aggarwal, Adv.

For Respondent(s) Ms. V. Mohana, Adv.  
Mr. Udaya P.S. Menon, Adv.  
Mr. K.P. Sundaran, Adv.  
Ms. Shiva, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

The appeal is allowed in terms of the signed order.

(Gulshan Kumar Arora)  
Court Master

(H.S. Paresher)  
Court Master

(Signed order is placed on the file)