



W.P.(MD).No.22533 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :30.10.2023

CORAM

THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN

WP.(MD).No.22533 of 2021

Renuga

... Petitioner

Vs.

1.The Superintendent of Police,
Superintendent of Police,
Sivagangai District 630611.

2.The Inspector of Police,
Thiruppuvanam Police Station,
Thiruppuvanam-630610

3.The Inspector of Police,
All Women Police Station,
Manamadurai 630 610

4.Saravanaganeshpandi @ Saravanan

5.Rajamanikam

6.Pandiselvi

... Respondents



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PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the third respondent to consider the petitioner's representation as per law and consequently direct the respondent Nos.1 to 3 forthwith recover the petitioner's 15 sovereigns of jewels from the fourth respondent and handed over to the petitioner in order to provide Education to the petitioner's two female daughters namely Rakshitha, 4 years old child and another one name is Harshitha 2 years old child, on the basis of the petitioner's representation dated 22.11.2021, within a stipulated time.

For Petitioner : Mr.K.Bharathi

For Respondents : Mr.E.Antony Sahaya Prabakar
Additional Public Prosecutor for R1 to R3

ORDER

This writ petition has been filed by the petitioner to direct the respondent Nos.1 to 3, to consider the representation dated 22.11.2021.

2. The petitioner is the wife of the first accused in Crime No.12 of 2021 for the offence punishable under Section 498(a) IPC, on the file of the third respondent police.



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3. According to the petitioner, her jewels are in the custody of the first and the remaining accused. The first and the other accused were caused cruelty to the petitioner and hence she filed a complaint with specific allegation of demand of dowry and other allegations. The investigating agency has not arrested the first accused namely the husband of the petitioner. In this case, this Court directed the investigating officer to file an explanatory affidavit before this Court for not arresting the accused. Thereafter, the investigating officer arrested the accused on 13.10.2023 and reported before this Court.

4. Today, when the matter is taken up for hearing, the learned Additional Public Prosecutor, on instructions from the Investigating Officer submits that the first accused was arrested and released on bail. He further submitted that the investigation is conducted in a fair manner and he also undertake to redress the grievance of the petitioner, regarding the jewels.



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5. In view of the above developments, this writ petition stands disposed of with the following directions:

(i) The investigating agency is directed to complete the investigation and file a final report within a period of two months from the date of receipt of a copy of this order and the investigating officer is also directed to conduct the investigation regarding the jewels on the basis of the specific allegation made by the petitioner in the writ petition.

There shall be no order as to costs.

30.10.2023

NCC :Yes/No
Index :Yes/No
Internet :Yes/No
sbn

To

- 1.The Superintendent of Police,
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- 3.The Inspector of Police,
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