



WEB COPY

WP CrI. No. 882 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06-08-2026

CORAM

THE HON'BLE MR JUSTICE G.K. ILANTHIRAIYAN

WP CrI. No. 882 of 2026

R.Varadaraj
President Nethaji Makkal Katchi.
No.23, West Park Road,
Shenoy Nagar, Chennai – 30.
Residing at
No.29/19, Akbarabad 2nd Street,
Chennai – 600 024.

..Petitioner

Vs

1. The Chief Secretary to Government
Secretariat,
Fort St-George,
Chennai.
2. The Principal Secretary to the Government
Home Department, Fort St.George,
Chennai - 600009.
3. The Director General of Police
Kamarajar Salai,
Mylapore, Chennai.
4. The Commissioner of Police
Chennai City, Vepery,
Chennai.
5. Joint Commissioner of Police
South Zone,
Police Office Street,
Binny Road, Nazarethpuram,
Gandhi Nagar, Ramapuram,
Chennai.



6. The Inspector of Police
Cyber Crime St.Thomas Mount,
Police Office Street,
Binny Road, Nazarethpuram,
Gandhi Nagar, Ramapuram,
Chennai.

7. The Inspector of Police
Madippakkam Police,
No.3, Big Street,
Arulmurugan Nagar Extention,
Ranga Nagar, Keelkattalai,
Chennai.

..Respondents

Prayer: Writ Petition (Criminal) filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, directing the first respondent to appoint an independent enquiry officer other than police officers such as a senior Civil Servant unconnected with the police hierarchy to conduct an independent fair and impartial enquiry into the petitioners illegal arrest and by considering his representation dated 25.11.2025.

For Petitioner: Mr.R. Varadaraj (p-in-p)

For Respondents: Mr.R.Ganesh Kumar
Counsel for Government of Tamil Nadu
(Criminal Side)

ORDER

This Writ Petition (Criminal) has been filed seeking a direction to the first respondent to appoint an independent Enquiry Officer, other than a police officer, to enquire into the complaint lodged by the petitioner dated 25.11.2025.



2. Heard the learned counsel appearing on either side and perused the materials available on record.

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3. The petitioner lodged a complaint before the Hon'ble President of India and the same was forwarded to the first respondent herein for further action. In turn, the said complaint was forwarded to the fifth respondent and the enquiry is pending.

4. The petitioner, who appeared in person, submits that he was illegally arrested and remanded to judicial custody. At the time of his arrest, no procedures were followed by the sixth respondent. Therefore, the said complaint ought to have been enquired into by an authority other than a police official. Now, the complaint has been forwarded to the fifth respondent, who is an IPS officer. The fifth respondent has nothing to do with the sixth respondent. Therefore, the fifth respondent is competent authority to enquire into the complaint.

5. In view of the above, the fifth respondent is directed to conduct an enquiry, after issuing notice to the petitioner and the sixth respondent and dispose of the complaint within a period of four weeks from the date of receipt of a copy of this order.



6. With the above direction, this Writ Petition (Criminal) stands disposed of. No costs.

WEB COPY

06-08-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

LPP

To

1.The Chief Secretary to Government
Secretariat,
Fort St-George,
Chennai.

2.The Principal Secretary to the Government
Home Prohibition and Excise Department,
Fort St.George,
Chennai - 600009.

3.The Director General of Police
Kamarajar Salai,
Mylapore,
Chennai.

4.The Commissioner of Police
Chennai City, Vepery,
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5.Joint Commissioner of Police
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8.The Public Prosecutor,
High Court, Madras.



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G.K.ILANTHIRAIYAN J.

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