



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-03-2026

CORAM

THE HONOURABLE MR JUSTICE KRISHNAN RAMASAMY

WP No. 28142 of 2022

K.Sezhiyan

S/o. Kaliyamoorthy, No. -1 / 152, Main
Road orathur and Anjal Chidambaram
Taluk Cuddalore District

Petitioner(s)

Vs

1. The Superintendent of Police
office of the superintendent of Police
District police office cuddalore District

2.The Deputy Superintendent of Police
office of the Deputy superintendent of
Police sethiyathope Range cuddalore
District

3.P.R. Michel irudhayaraj
Inspector of Police orthur police station
Chidambaram taluk cuddalore District

Respondent(s)

PRAYER

Writ Petition, filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, Direct the Respondents 1 and 2 take disciplinary action against the 3rd respondent herein Abuse of police powers by considering the e-presentation dated 08.03.2022 17.10.2022 in accordance with law to secure the ends of justice.

For Petitioner(s): Mr.G.D.Sendillveal

For Respondent(s): Mrs.S.Anitha, SGP for R1&2
R3 – No appearance



ORDER

This writ petition has been filed to direct the respondents 1 and 2 take disciplinary action against the 3rd respondent herein Abuse of police powers by considering the e-presentation dated 08.03.2022 & 17.10.2022 in accordance with law.

2. The learned counsel for the petitioner would submit that the petitioner made representations dated 08.03.2022 & 17.10.2022, requesting the 1st and 2nd respondents to take action against the 3rd respondent for unnecessarily including the petitioner's name in the charge sheet pertaining to Crime No.155 of 2011. However, no action was taken by the respondents 1 & 2 till date. Hence, this petition.

3. In reply, the learned counsel for the respondents would submit that the petitioner is History-Sheetter in H.S.No.154/14, which was registered pursuant to the Crime No.155/2011. In such case, he would contend that even if there is anything, the petitioner can very well approach any Court of law by way of filing a suitable petition not by filing this petition before the Writ Court. Hence, he prays for dismissal of this petition.

4. Heard the learned counsel for the petitioner and the respondents and also perused the entire materials available on record.



5. In the case on hand, as rightly contended by the respondent, the right course available to the petitioner is to file a petition for nullifying the prosecution by establishing his case in the manner known to law. Mere inclusion of his name in a charge sheet cannot be a ground for taking action against the 3rd respondent. Hence, this Court is inclined to dismiss the present petition.

6. Accordingly, this writ petition is dismissed with liberty to the petitioner to approach an appropriate Court. No cost.

09-03-2026

nsa

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

To

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KRISHNAN RAMASAMY J.
nsa

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