

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.05.2015

CORAM

THE HON'BLE MRS.JUSTICE S.VIMALA

Cr1.O.P.No.11510 of 2015

R.Subramanian

... Petitioner

Vs.

1. The Superintendent of Police,
Villupuram District,
Villupuram.
2. The Deputy Superintendent of Police,
Villupuram District,
Villupuram.
3. The Inspector of Police,
Kandamangalam Police Station,
Kandamangalam - 605 102.

... Respondents

Prayer:

Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure to direct the third respondent to take the petitioner's complaint dated 23.12.2012 registered as CSR No.357/12 on his file, register a case, investigate the same and file a final report in accordance with law.

For Petitioner : Mr.V.Anandha Moorthy

For Respondents : Mr.P.Govindarajan
Additional Public Prosecutor

O R D E R

This petition has been filed under Section 482 Cr.P.C., for a direction to the third respondent to register a case for alleged offences, based on the complaint dated 23.12.2012 of the petitioner and to investigate the case.

2.The learned counsel appearing for the petitioner would submit that pursuant to the complaint, neither any case has been registered

nor an investigation has been conducted. Hence, the petitioner has preferred the present petition, seeking a direction to register the case.

3.The learned Additional Public Prosecutor would submit that inquiry is conducted to ascertain, as to whether cognizable offence is disclosed or not, and if disclosed the respondent police will register the case following the decision of the Hon'ble Apex Court reported in 2013 (4) Crimes 243 (SC) (Lalitha Kumari Vs. Govt. of U.P. & others).

4.In the light of the above submission made by the learned Additional Public Prosecutor, it is hereby directed that if the inquiry discloses commission of any cognizable offence, the third respondent police shall follow the dictum laid down by the Hon'ble Apex Court in Lalitha Kumari Vs. Govt. of U.P. & others reported in 2013 (4) Crimes 243 (SC) and register a case on the complaint of the petitioner investigate thereupon and complete the investigation, as expeditiously as possible, in accordance with law.

5.The Criminal Original Petition is disposed of with the above direction.

Sd/-
Vacation Officer

//True Copy//

Sub Assistant Registrar

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To

1. The Superintendent of Police,
Villupuram District, Villupuram.
2. The Deputy Superintendent of Police,
Villupuram District, Villupuram.
3. The Inspector of Police,
Kandamangalam Police Station,
Kandamangalam - 605 102.
4. The Public Prosecutor,
High Court, Madras - 600 104.

Cr1.O.P.No.11510 of 2015

RJ(CO)
CA(11/05/2015)