

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.05.2015

CORAM

THE HON'BLE MRS.JUSTICE S.VIMALA

CrI.O.P. No. 11541 of 2015

R.Gajendran

.. Petitioner

Vs.

1.The State of Tamil Nadu
Rep. by the Superintendent of Police
Namakkal District.

2.The Inspector of Police
Nallur Police Station
Namakkal District.

.. Respondents

Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure to direct the respondents to register a case as per the complaint of the petitioner dated 06.04.2015 and to investigate the same in accordance with law.

For Petitioner: Mr.C.K.M.Appaji
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 respondents to register a case for the alleged offences, based on the complaint of the petitioner dated 06.04.2015 and to investigate the case.

2. Mr.C.K.M.Appaji, 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.Mr.P.Govindarajan, 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 second 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 second 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)9 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/-

Assistant Registrar(AS)

//True Copy//

Sub Assistant Registrar

To

- 1.The Superintendent of Police
Namakkal District.
- 2.The Inspector of Police
Nallur Police Station
Namakkal District.
- 3.The Public Prosecutor,
High Court, Madras - 600 104.

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- + 1 cc to Mr. Advocate SR.
- + 1 cc to Mr. Advocate SR.
- + 1 cc Government Pleader Sr.

EU 13.05.2015

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