

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.05.2015

CORAM

THE HON'BLE MRS.JUSTICE S.VIMALA

Cr1.O.P.No.11546 of 2015

Mr.M.Govindaraj

... Petitioner

Vs.

State Represented by  
The Inspector of Police,  
J2 Police Station,  
Kanathur,  
Chennai - 603 112.

... Respondent

Prayer:

Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure to direct the respondent police to investigate, register FIR on the petitioner's complaint dated 16.04.2015 and file a charge sheet against accused in appropriate forum.

For Petitioner : Mr.P.Murali

For Respondent : 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 respondent to register a case for alleged offences, based on the complaint dated 16.04.2015 of the petitioner and to investigate the case. सत्यमेव जयते

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 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 and to 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 Inspector of Police,  
J2 Police Station,  
Kanathur,  
Chennai - 603 112.
- 2.The Public Prosecutor,  
High Court, Madras - 600 104.

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TEJ(CO)  
EU 12.05.15

सत्यमेव जयते

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