

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.05.2015

CORAM

THE HON'BLE MRS.JUSTICE S.VIMALA

Cr1.O.P. No. 11556 of 2015

A.Namadhevan

.. Petitioner

Vs.

The State rep. by

1.The Superintendent of Police
Villupuram District.

2.The Inspector of Police
District Crime Branch
Villupuram.

.. Respondents

Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure to direct the second respondent police to register a case as per the complaint dated 14.03.2015 given by the Petitioner and to take appropriate action against the accused persons in accordance with law.

For Petitioner: Mr.J.Suresh

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 second respondent police to register a case for the alleged offences of cheating and forgery, based on the complaint dated 14.03.2015 of the petitioner and to investigate the case.

2. Mr.J.Suresh, 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 enquiry has commenced and if the enquiry discloses commission of any cognizable offence, 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 on enquiry, if the complaint 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) 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.

-s/d-

Assistant Registrar/Vacation Officer

True Copy

Sub-Assistant Registrar

To

1. The Superintendent of Police
Villupuram District.
2. The Inspector of Police
District Crime Branch
Villupuram.
3. The Public Prosecutor,
High Court, Madras - 600 104.

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