

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.06.2015

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

CrI.OP No.13174 of 2015

1 K.DEVARAJ [PETITIONER]

Vs.

1 THE DISTRICT SUPERINTENDENT OF
POLICE THIRUVANNAMALAI DISTRICT
AT THIRUVANNAMALAI.

2 THE SUB INSPECTOR OF POLICE
KALAMBUR POLICE STATION
THIRUVANNAMALAI DISTRICT [RESPONDENTS]

Prayer:- Criminal Original Petition filed under Section 482
Cr.P.C., to direct the respondents police to register the
petitioner's complaint dated 04.04.2015.

For Petitioner :Mr.M.V.Muralidaran

For Respondents :Mr.C.Emalias,

Additional Public Prosecutor

ORDER

Seeking a direction to the respondent police to register
the petitioner's complaint dated 04.04.2015, he has come up with
this petition.

2. Heard the learned counsel for the petitioner and the
learned Additional Public Prosecutor appearing for the respondent
police.

3. On reading of the complaint, it appears that the
petitioner supplied rice to the counter petitioner to the tune of
Rs.11,26,086/- and after having received the consignment, the
counter petitioner has not made any payment and has become scarce.
Therefore, the petitioner lodged the present complaint, pursuant to
which the respondent police issued summons to the counter
petitioner to appear. After receiving the summons from the police,
the counter petitioner has sent to the police by post the pleadings
in O.S.No.27 of 2015 that has been filed by the counter petitioner
against the petitioner. Therefore, the police have kept the case
away from enquiry. Just because the counter petitioner has filed
the suit, that cannot be a reason for him for not appearing before
the police and participating in the enquiry.

4. Under the circumstances, the respondent police is directed to conduct enquiry and take action in accordance with the law laid down by the Honourable Apex Court in Lalita Kumari vs. Govt. of U.P. & others [2013 (4) Crimes 243 (SC)]..

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

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

ajr

To

1 THE DISTRICT SUPERINTENDENT OF POLICE
THIRUVANNAMALAI DISTRICT,
THIRUVANNAMALAI.

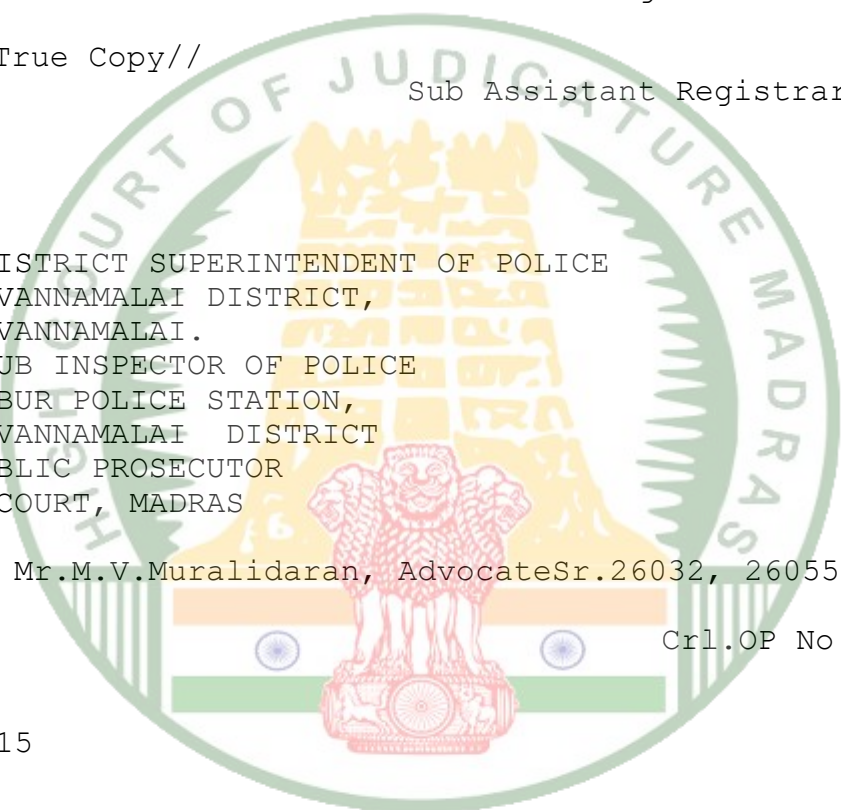
2 THE SUB INSPECTOR OF POLICE
KALAMBUR POLICE STATION,
THIRUVANNAMALAI DISTRICT

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS

+ 2 ccs to Mr.M.V.Muralidaran, AdvocateSr.26032, 26055

Crl.OP No.13174 of 2015

CTK (CO)
EU 09.06.15



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