

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.07.2015

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Crl.O.P. No.18644 of 2015

K.Kandasamy

... Petitioner/Defacto
complainant

Vs.

1. The Commissioner of Police,
Salem City, Salem.
2. The Inspector of Police,
Suramangalam Police Station,
Salem - 636 008.

... Respondents/Complainants

Prayer:- Criminal Original Petition filed under Section 482 Cr.P.C.,
to directing the respondent to investigate the case on the complaint
given by the petitioner on 19.02.2015 and register a case.

For Petitioner : Mr.A.Nagarathinam

For Respondent : Mr.C.Emalias,
Additional Public Prosecutor

ORDER

Seeking a direction to the respondent to investigate the case on
the complaint given by the petitioner on 19.02.2015 and to file a
final report, the petitioner 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. It is submitted by the learned Additional Public Prosecutor
appearing for the respondent that a case has been registered in CSR.
No.102 of 2015 on the basis of the complaint given by the petitioner.
The said submission is hereby recorded.

4. In view of the above submission made by the learned Additional Public Prosecutor, nothing survives in this petition. Accordingly, the Criminal Original Petition is closed.

24/07/2015

21/08/2015

BEING MENTIONED

This petition having been posted on 21st August, 2015 under the caption for "Being Mentioned" in pursuance to the order of this court dated 24.07.2015 and made herein in the presence of the above Mr.A.Nagarathinam, Advocate for the petitioner, and Mr.C.Emalias, Additional Public Prosecutor appearing for respondents, this court made the following order:

Today, this matter was posted under the caption "for being mentioned".

2. On 24.07.2015, this Court had passed final orders on the premise that, regular case is registered in Crime No.102 of 2015. Today (i.e, on 21.08.2015), it is brought to the notice of this Court that, no regular case was registered, only petition enquiry in C.S.R.No.102 of 2015 is pending. Hence, the order dated 24.07.2015 is hereby recalled and the paragraphs 3 & 4 of the said order, shall stand replaced as under:

" 3.The learned Additional Public Prosecutor submitted that based on the complaint lodged by the petitioner, petition enquiry is pending in CSR.No.102 of 2015 before the respondent Police.

4.Recording the submission of the learned Additional Public Prosecutor, the second respondent Police is directed to conduct enquiry expeditiously and during the course of enquiry, if any cognizable offence is made out, a regular case shall be registered, following the decision laid down by the Hon'ble Supreme Court in Lalita Kumari V. Government of Uttarpradesh and Others reported in (2014) 2 SCC 1.

5. With the above direction, this Criminal Original Petition is closed."

4. Registry is directed to make necessary amendments in the order and issue fresh copy of the order.

Sd/-

Assistant Registrar

True Copy

Sub-Assistant Registrar

smi

To

1.The Commissioner of Police,
Salem City, Salem.

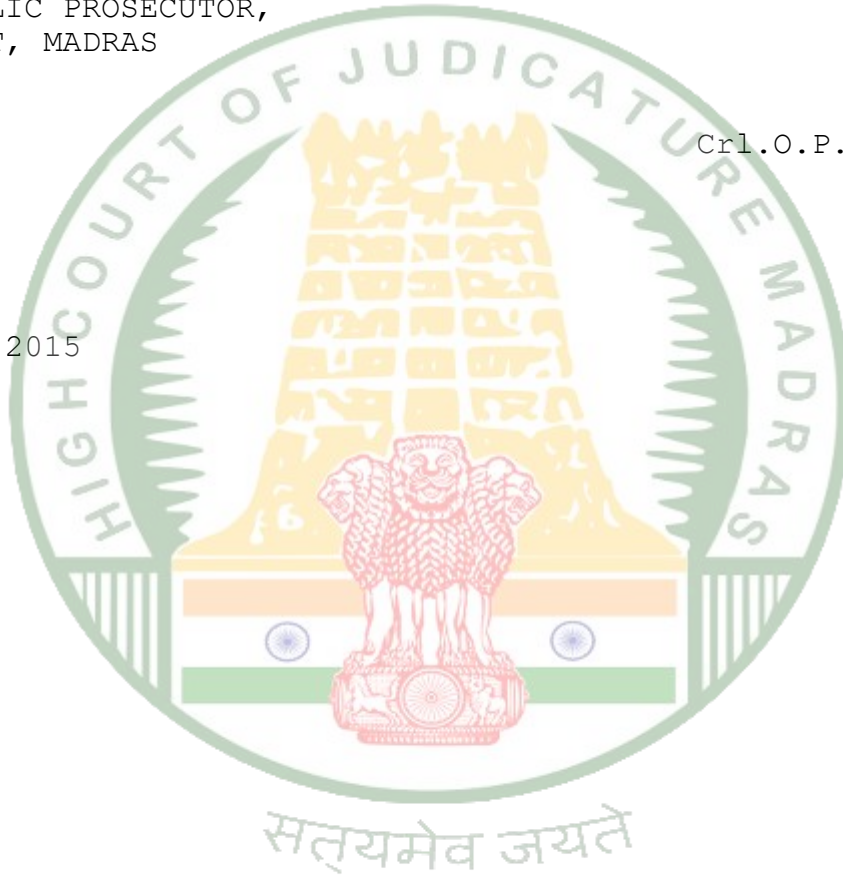
2.The Inspector of Police,
Suramangalam Police Station,
Salem - 636 008.

3.THE PUBLIC PROSECUTOR,
HIGH COURT, MADRAS

Cr1.O.P.No.18644 of 2015

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PSI 10.09.2015



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