

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.02.2015

CORAM

THE HON'BLE MR. JUSTICE R.S.RAMANATHAN

CrI.O.P.No.33378 of 2014

K.Kabilan

...Petitioner

vs.

State rep by
Inspector of Police (Law and Order),
E-1, Mamallapuram Police Station,
Mamallapuram,
Kancheepuram District.

...Respondent

Criminal Original Petition filed under Section 482 of the Criminal Procedure Code praying to direct the respondent to register the case based on the complaint given by the petitioner dated 17.11.2014 before the respondent.

For Petitioner : M/s.R.V.Venkatesan

For Respondent : Mr.M.Maharaja
Additional Public Prosecutor

O R D E R

This petition has been filed under Section 482 CrPC, seeking a direction to the respondent to register the case based on the complaint given by the petitioner dated 17.11.2014 before the respondent.

2. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor representing the respondent-Police.

3. Considering the allegations made in the complaint and in view of the dictum laid down by the Hon'ble Apex Court in re Lalita Kumari vs. Govt. of U.P. & others reported in [2013 (4) Crimes 243 (SC)] which has to be followed in letter and spirit viz., that if a cognizable offence is made out, the respondent-Police is duty bound to register a case, this Criminal Original Petition is disposed of,

by directing the respondent to register a case on the basis of the petitioner's complaint, dated 17.11.2014, and investigate the same in accordance with law.

jvm

-s/d-

Assistant Registrar (CO)

Dt:11/2/2015

True Copy

Sub-Assistant Registrar

To

1. Inspector of Police (Law and Order),
E-1, Mamallapuram Police Station,
Mamallapuram, Kancheepuram District.
2. The Public Prosecutor, High Court, Madras.

+ 1 cc to Mr.S.Jagadeesan, Advocate SR 6028

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