

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 18.08.2015

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

CRL.OP.No.20634 of 2015

P.Kumaresan

... Petitioner

Vs

State rep by
Inspector of Police,
Namakkal Town Police Station,
Namakkal.

... Respondent

Criminal Original Petition filed under Section 482 of Cr.P.C.,
praying to direct the respondent to register the complaint dated
17.07.2015 and investigate the matter.

For Petitioner : Mr.M.Madhankumar
For Respondent : Mr.C.Emalias, APP

O R D E R

This petition has been filed to direct the respondent to
register the petitioner's complaint dated 17.07.2015.

2. Heard the learned counsel for the petitioner; learned
Additional Public Prosecutor appearing for the respondent and
perused the materials placed on record.

3. On reading of the complaint, it appears that this
petitioner had purchased a car under hire purchase agreement and
that the car has been seized by the financier.

4. The Hon'ble Supreme Court in 2001[7] Supreme Today 239
K.T.Thomas, K.G.Balakrishnan, J.J.Charanjit Singh Chadha and Others
Vs Sudhir Mehra, 2013 [1] SCC 400 Anup Sarmah Vs Bhola Nath Sharma
and Others held that the vehicle seized by the financier purchased
under hire purchase agreement, no criminal offence can be made
against the financier.

5. With the above observation, this petition is closed, with
liberty to the petitioner to workout his remedy in the manner known
to law.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1.The Inspector of Police,
Namakkal Town Police Station,
Namakkal.

2.The Public Prosecutor,
High Court, Madras.

+ 1 cc to M/s. M. Madhan Kumar, Advocate SR.43321

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GP(CO)
EU 18.09.15



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