

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.11.2015

CORAM

THE HONOURABLE MR.JUSTICE R.SUBBIAH

Cr1.O.P.No.26019 of 2015

Thiru.Gunasekar Naidu
Proprietor: M/s.Sahithi Builders and Interiors
Flat No.203, Vamsi Apartment
Beside Geethanjali School, Mayuri Marg
Begumpet
Hyderabad (Telungana) .. Petitioner

..vs..

State Rep. By
The Inspector of Police
K-3, Aminjikarai Police Station
(Crime), Chennai .. Respondent

Criminal Original Petition filed under Section 482 Cr.P.C.,
to direct the respondent to register a case based on the
complaint given by the petitioner dated 21.07.2015.

For Petitioner : Mr.A.Saravanan
For Respondent : Mr.C.Emalias
Additional Public Prosecutor

O R D E R

The present petition has been filed to direct the
respondent to register a case based on the complaints given by
the petitioner dated 19.09.2015 and 24.09.2015.

2. The petitioner is a Proprietor of Sahithi Builders and
Interiors. The petitioner appointed one Muthulingam to look
after the on-site work. The said Muthulingam was instructed by
the Head Office to collect the cheque and deposit in the account
of the petitioner company. But, he opened an account in
Indusland Bank in the name of the petitioner company and
impersonated himself as authorized signatory and also produced
certain fabricated documents to prove his bonafide and thus,
misappropriated the funds of the company. Hence, the present
complaint has been lodged on 21.07.2015. But, till date no
action was taken on the said complaint.

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

4. The learned Public Prosecutor submitted that on receipt of the complaint, C.S.R.No.343 of 2015 has been assigned and the matter is pending investigation.

5. Considering the rival submissions, this Court directs the respondent to conduct enquiry on the complaint given by the petitioner dated 27.09.2015 and if materials are gathered indicating commission of any cognizable offence, the respondent is directed to proceed further in accordance with law, as early as possible.

6. This criminal original petition is disposed of accordingly.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

gpa

To

1. The Inspector of Police
K-3, Aminjikarai Police Station
(Crime), Chennai

2. The Public Prosecutor
Madras High Court
Chennai

+1 cc to Mr.A.Saravanan vide sr.60844

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