

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.11.2015

CORAM

THE HONOURABLE MR.JUSTICE R.SUBBIAH

Cr1.O.P.No.27695 of 2015

A.Lalitha

.. Petitioner

..VS..

The State rep. By
Sub Inspector of Police,
Somangalam Police Station,
Sriperumbudur Tk. Kancheepuram District. ...Respondents

Criminal Original Petition filed under Section 482 Cr.P.C.,
to direct the respondent police to register the complaint dated
16.09.2015 sent by register Post Acknowledgment due and pass
such further or other orders deem fit and proper in the
circumstances of the case.

For Petitioner : Mr.G.Appavu

For Respondent : Mr.Emalias
Additional Public Prosecutor

O R D E R

The present petition has been filed seeking a direction to
the respondent police to register the complaint dated
16.09.2015 sent by register post acknowledgment due.

2. The petitioner is a resident of Saidapet, Chennai and her
mother Varalakshmi was owning agricultural land in Erumiayur
Village, Sriperumbudur Taluk, Kancheepuram District in
S.No.53/1-A-2 comprising of I Acre 14 cents of land. The name of
petitioner's mother, Veeralakshmi was also entered in a
registered chitta and patta was also issued in the name of
Veeralakshmi. While so, the said Veeralakshmi died on 19.06.1976
and the petitioner's father P.Arumugam predeceased on
07.01.1974. After the death of petitioner's mother, petitioner
and her sisters Saraswathi and Santhi had been jointly
possessing and enjoying the properties. They had partitioned the
properties under registered partition deed dated 05.05.2015 in
document No.9/15. While so, one Vanaroja and her family members

impersonated themselves as if they are the legal heirs of one Veeralakshmi and attempted to interfere with the possession and enjoyment of the petitioner. Hence, a complaint was lodged in this regard. Since no action was taken, the petitioner has come forward to file this petition.

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

4. Today when the matter is taken up for consideration, the learned Additional Public Prosecutor submitted that the petitioner has sent the complaint by post and hence, the petitioner may be directed to give a fresh complaint.

5. Considering the rival submissions, this Court directs the petitioner to give a fresh complaint to the respondent along with a copy of this order within a period of one week from the date of receipt of a copy of this order and on receipt of such complaint, the respondent is directed to conduct enquiry on the complaint and upon such enquiry, 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.

Sd/-
Asst.Registrar (CCC)

/true copy/

Sub Asst. Registrar

kua

To

1. Sub Inspector of Police,
Somangalam Police Station,
Sriperumbudur Tk. Kancheepuram District.

2. The Public Prosecutor, High Court, Madras

+1 cc to Mr.G.Appavu, Advocate, sr.63499

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sai co
kra 15.12.2015