

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.11.2015

CORAM

THE HONOURABLE MR. JUSTICE R.SUBBIAH

CrI.O.P.No.28032 of 2015

Aroumougame

... Petitioner

- Vs -

Station House Officer,
Nettapakkam Police Station,
Puducherry.

... Respondent

Criminal Original Petition filed under Section 482 Cr.P.C. to set aside the non-cognizable report dated 23.10.2015 of the respondent police and to direct the respondent police to register the F.I.R. based on the petitioner's complaint dated 23.10.2015.

For Petitioner : Mr.R.Thiagarajan

For respondent : Mr.V.Balamurugan
Addl.Public Prosecutor

ORDER

The present criminal original petition has been filed seeking to set aside the non-cognizable report dated 23.10.2015 of the respondent police and to direct the respondent police to register the F.I.R. based on the petitioner's complaint dated 23.10.2015.

2. The petitioner herein is the owner of the property in R.S.No.166/6, No.58, Pandasozhanallur Revenue Village, Nettapakkam Commune, Bahour, Pondicherry measuring an extent of 44 kuzhis and 4 veesam. It is alleged that the accused persons viz., Ayyappan, Thavapudalvan and Thamilnidhi tried to trespass into the said property and hence, he lodged a complaint with the respondent on 23.10.2015. However, the respondent registered the case and gave a report on the same day wherein an observation has been made that the accused persons were in possession of the property. Hence, the petitioner has come up with the present petition to set aside the said non-cognizable report dated 23.10.2015.

3.Learned Additional Public Prosecutor would submit that on the

complaint lodged by the petitioner an enquiry had been conducted and already closure report had also been filed.

4. In view of the submission made by the learned Additional Public Prosecutor, since already closure report had been filed, the petitioner is at liberty to work out his remedy in the manner known to law. This Criminal Original Petition is disposed of accordingly.

-sd/

ASSISTANT REGISTRAR

/ TRUE COPY /

Sub-Assistant Registrar

smi

To

1. The Station House Officer,
Nettapakkam Police Station,
Puducherry.

2. The Public Prosecutor,
High Court, Madras.

+1 CC TO MR.R.THISGARAJAN,ADVOCATE SR.NO. 34081

PVR[CO]

SD 14/12/2015

Cr1.O.P.No.28032 of 2015

सत्यमेव जयते

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