

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.03.2015

CORAM

The Hon'ble Mr. Justice R.S.RAMANATHAN

Crl.O.P.No.6549 of 2015

Velayutham

...Petitioner

vs.

The Inspector of Police,
Thellar Police Station,
Thiruvannamalai District.

...Respondent

Criminal Original Petition filed under Section 482 of the Criminal Procedure Code praying to direct the respondent to register a case on the complaint of the petitioner dated 20.02.2015, given to the respondent.

For Petitioner : Mr.V.Devendhiran

For Respondent : Mr.M.Maharaja
Additional Public Prosecutor

O R D E R

Heard both sides.

2. It is seen from the documents filed in the form of typed-set of papers that the petitioner has filed a suit in O.S.No.115 of 2014 for injunction in respect of the property, comprised in S.No.248/1B3, having 28 cents. It is the case of the petitioner that in respect of the said property, a Will was fabricated in favour of one Aparanji, who sold the property in favour of Kishta Goundar. Based on the said concocted Will, the petitioner's, peaceful possession has been disturbed. It also appears that regarding the said criminal act, the petitioner has given complaint before the District Registrar, and now, by way of this Petition, the petitioner wants action to be taken against those persons, who were involved in fabrication of forged documents.

3. According to me, Whether the Will was a fabricated document or whether the property in S.No.248/1B3, having 28 cents, was interpolated in the Will, has to be decided in the suit filed before the Trial Court and the petitioner can seek his remedy only before the Trial Court, where, O.S.No.115 of 2014 is pending.

4. In the result, the Criminal Original Petition is dismissed.

Sd/-
Assistant Registrar

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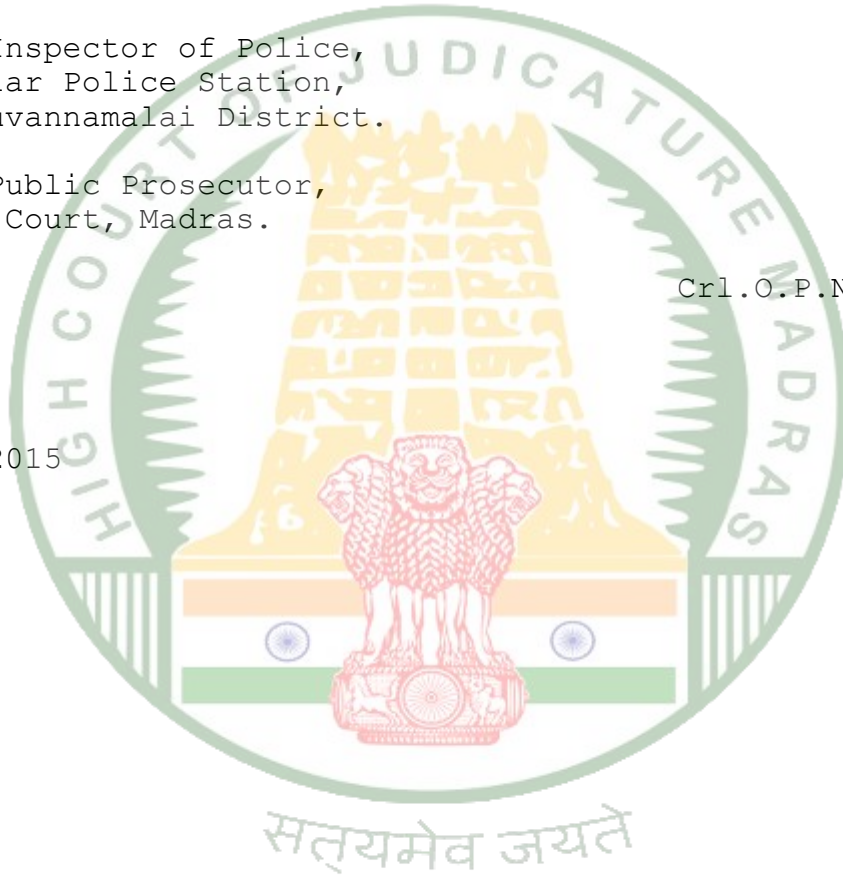
Sub Assistant Registrar

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To

1. The Inspector of Police,
Thellar Police Station,
Thiruvannamalai District.
2. The Public Prosecutor,
High Court, Madras.

Cr1.O.P.No.6549 of 2015

EV(CO)
Eu 18.05.2015



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