

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 17.04.2015

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Cr1.OP.No.9575 of 2015

S.Thilagavati

... Petitioner

Vs

State rep. By

1.The Assistant Commissioner of Police,
Salem City South,
Salem.

2.The Inspector of Police,
Sevaipettai Police Station,
Kuhai,
Salem-6.

... Respondents

Prayer:- Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure to direct the respondent to register a case based on the complaint dated 09.03.2014 and to proceed further in accordance with law.

For Petitioner : Mr.M.Babu Muthu Meeran

For Respondents : Mr.C.Emalias,
Additional Public Prosecutor

ORDER

Seeking a direction to the respondents to register a case based on the complaint dated 09.03.2014 and to proceed further in accordance with law, the petitioner has come up with this petition.

2.Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor for the respondents and perused the material placed on record.

3.It is the allegation of the petitioner that his neighbour has borrowed money from Tamil Nadu Industrial Investment Commission (TIIC) and mortgaged his property. The neighbour of the petitioner had defaulted in payment of dues to the Tamil Nadu Industrial Investment Commission and therefore, the neighbour's property was brought for sale. While selling the neighbour's property, a

portion of the petitioner's property appears to be included in the sale. Aggrieved by which, the petitioner has approached the Tamil Nadu Industrial Investment Commission not to usurp his property. Hence, the respondent police is directed to conduct enquiry and during the course of enquiry, if any cognizable offence is made out, a regular case shall be registered, following the decision laid down by the Hon'ble Supreme Court in Lalita Kumari v. Government of Uttarpradesh & Others reported in (2014) 2 SCC 1.

With the above direction, this Criminal Original Petition is closed.

Sd/-

Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

mps

To

- 1.The Assistant Commissioner of Police,
Salem City South,
Salem.
- 2.The Inspector of Police,
Sevaipettai Police Station,
Kuhai,
Salem-6.
- 3.The Public Prosecutor,
High Court, Madras.

+1cc to Mr.M.Babu Muthu Meeran , Advocate, S.R.No.20990

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NM(CO)

CA(27/04/2015)

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