



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED :27.07.2015
CORAM

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM
Crl.O.P.No.14301 of 2015

MohamedHanifa

... Petitioner

Vs

1.The Commissioner of Police,
Madurai City, Madurai.

2.State through
The Inspector of Police,
Anna Nagar Police Station,
Madurai District.

... Respondents

PRAYER:

Petition is filed under Section 482 of the Code of Criminal Procedure praying to direct the second respondent to register a case against the proposed accused persons based on the petitioner's complaint, dated 18.07.2015.

For Petitioner	:Mr.S.Muniyandi
For Respondents	: Mrs.S.Prabha Government Advocate(Crl. Side)

ORDER

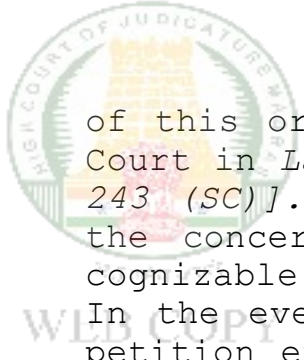
This petition has been filed under section 482 Cr.P.C, praying to direct the second respondent to register a case against the proposed accused persons based on the petitioner's complaint, dated 18.07.2015.

2.Heard learned counsel for the petitioner and the learned Government Advocate(Crl. Side) for the State.

3.The learned counsel for the petitioner submitted that due to some money dispute, the accused threatened the petitioner with dire consequences. Therefore, the petitioner gave a complaint to the second respondent to register a case. Since, no action has been taken so far, the petitioner has come forward with this petition.

4.The learned Government Advocate(Crl. Side) has submitted that based on the complaint given by the petitioner, dated 18.07.2015, petition enquiry is pending before the second respondent police.

5.Following of the above, the second respondent police is directed to conduct a preliminary enquiry, which shall not extend beyond a period of seven days from the date of receipt of a copy



of this order, by following the judgement of the Hon'ble Supreme Court in *Lalita Kumari vs. Govt. of U.P. & others [2013 (4) Crimes 243 (SC)]*. In conducting the preliminary enquiry, they shall put the concerned parties upon notice. At the end thereof, if any cognizable offence is made out, they shall duly register a case. In the event of effecting closure of the case upon conducting a petition enquiry, a copy of the closure report shall be forwarded to the complainant.

6.The Criminal Original Petition is disposed of with the above direction.

Sd/-
Assistant Registrar(CO)

/TRUE COPY/

Sub Assistant Registrar

To

1.The Commissioner of Police,
Madurai City, Madurai.

2.State through
The Inspector of Police,
Anna Nagar Police Station, Madurai District.

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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