



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.09.2015

CORAM:

THE HONOURABLE MS.JUSTICE R.MALA

Criminal Original Petition(MD) No.17967 of 2015

M.Mayandi

: Petitioner

Vs.

1.The Superintendent of Police,
Thoothukudi District,Thoothukudi.

2.The Inspector of Police,
Srivaikundam Police Station,
Thoothukudi District.

: Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., praying to direct the second respondent to register the case against the proposed accused on the basis of the Petitioner's complaint dated 27.7.2015 and investigate the matter in accordance with law.

For Petitioner :M/s.R.Mathiyalagan

For Respondents :Mr.P.Kannithevan
Government Advocate(Crl. Side)

O R D E R

The petitioner has come forward with this petition seeking for a direction, directing the second respondent to register the case against the proposed accused on the basis of the Petitioner's complaint dated 27.7.2015 and investigate the matter in accordance with law.

2. The learned counsel for the petitioner submitted that the petitioner has given a complaint to the second respondent as early as on 27.07.2015, but, however, the second respondent police had not taken any steps to register a case and hence, the petitioner has come forward with this petition for the above stated relief.

3. At this juncture, the learned Government Advocate(Crl. Side), on instructions, would submit that based on the complaint given by the petitioner in C.S.R.No.158 of 2015, petition enquiry is going on.

4.Considering the rival submission made on both sides, the second respondent is directed to expedite the enquiry and follow the dictum laid down in *Jalitha Kumari vs. Govt. of U.P & others* [2013 (4) Crimes 243 (SC)] and register a case, if any cognizable offence is made out.



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

Sd/-
Assistant Registrar

/True Copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,
Thoothukudi District, Thoothukudi.
2. The Inspector of Police,
Srivaikundam Police Station,
Thoothukudi District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Cr1.O.P. (MD) No.17967 of 2015
Dated:-
16.09.2015

vsn
NS/NGM-RR/SAR II/28.09.2015 : 2P/4C