



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.09.2015

CORAM:

THE HONOURABLE MS.JUSTICE R.MALA

Criminal Original Petition(MD) No.18322 of 2015

Gandhimohan

: Petitioner

Vs.

1. The Superintendent of Police,
Office of the Superintendent of Police,
Thanjavur District.

2.The Deputy Superintendent of Police,
Pattukottai Town,
Thanjavur District.

3.The Inspector of Police,
Pattukottai Town Police Station,
Thanjavur District.

: Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., praying to direct the third respondent to register an FIR on the basis of the complaint dated 07.05.2015 preferred by the petitioner and take necessary action in accordance with law within the time stipulated by this Court and pass such further or other orders as this Court may deem fit and proper in the circumstances of the case.

For Petitioner :Mr.R.Alagumani

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 third respondent to register an FIR on the basis of the complaint dated 07.05.2015 preferred by the petitioner and take necessary action in accordance with law within the time stipulated by this Court.

2. The learned counsel for the petitioner submitted that the petitioner has given a complaint to the third respondent as early as on 07.05.2015, but, however, the third 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.

<https://hcservices.ecourts.gov.in/hcservices/>

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.339/2015, petition enquiry is going on and the petitioner did not co-operate for the enquiry.

4. Considering the rival submission made on both sides, the petitioner is directed to co-operate for the enquiry and the third respondent is directed to expedite the enquiry and follow the dictum laid down in *Lalitha 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(J)

/True Copy/

Sub-Assistant Registrar

To,

1. The Superintendent of Police,
Office of the Superintendent of Police,
Thanjavur District.
- 2.The Deputy Superintendent of Police,
Pattukottai Town,
Thanjavur District.
- 3.The Inspector of Police,
Pattukottai Town Police Station,
Thanjavur District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+One cc to M/s.R.Alagumani, Advocate, SR.No.56450

ses

RL/ 6c- 5/10/2015

Order made in

Cr1.O.P.(MD)No.18322 of 2015