



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.10.2015

CORAM:

THE HONOURABLE MS.JUSTICE R.MALA

WEB COPY

Criminal Original Petition(MD) No.19743 of 2015

A.R.Subash Kumar : Petitioner

Vs.

1.The Superintendent of Police,
Kanyakumari District,
Nagercoil.

2.The Sub-Inspector of Police,
Vadasery Police Station,
Kanyakumari District.

: Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., praying to direct the 2nd respondent to register a case and investigate pursuant to the petitioner's complaint, dated 21.09.2015.

For Petitioner :Mr.John Jayakumar

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 2nd respondent to register a case and investigate pursuant to the petitioner's complaint, dated 21.09.2015.

2. The learned counsel for the petitioner submitted that the petitioner has given a complaint to the second respondent as early as on 21.09.2015, 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.823/2015, 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 **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

/True Copy/

Sub Assistant Registrar

To

- 1.The Superintendent of Police,
Kanyakumari District,
Nagercoil.
- 2.The Sub-Inspector of Police,
Vadasery Police Station,
Kanyakumari District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1cc to Mr.John Jayakumaran,Advocate Sr.No.60577
mpk
AA/SKS-RR/20.10.2015/2p-5c

Order made in
Crl.O.P.(MD)No.19743 of 2015
Dated:- 13.10.2015