



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.10.2015

CORAM:

THE HONOURABLE MS.JUSTICE R.MALA

Crl.O.P. (MD) No.19756 of 2015

P.Maheshwari

: Petitioner

Vs.

1.The District Superintendent of Police,
O/o.District Superintendent of Police,
Thoothukudi, Thoothukudi District.

2.The Inspector of Police,
Kovilpatti West Police Station,
Thoothukudi 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 based on the petitioner's complaint dated 26.09.2015 and investigate the same in accordance with law.

For Petitioner :Mr.R.Karunanidhi

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 based on the petitioner's complaint dated 26.09.2015 and investigate the same 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 26.09.2015, 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 current paper No.P3/43955/15, 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.

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Sd/-
Assistant Registrar

/True Copy/

Sub Assistant Registrar

To

1.The District Superintendent of Police,
O/o.District Superintendent of Police,
Thoothukudi, Thoothukudi District.

2.The Inspector of Police,
Kovilpatti West Police Station,
Thoothukudi District.

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

+1cc to M/S. R.Karunanidhi, Advocate in SR.No.60662

TS/26.10.2015/2P - 5C NGM-SS/SAR -II

Order made in

Cr1.O.P. (MD) No.19756 of 2015

Dated:- 13.10.2015