



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.10.2015

WEB COPY

CORAM:

THE HONOURABLE MS.JUSTICE R.MALA

Cr1.O.P.(MD)No.19770 of 2015

Mohan Samuvel

: Petitioner

Vs.

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

2.The Sub-Inspector of Police,
Kotticode 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 the case on the petitioner's complaint, dated 29.07.2015 and to investigate the same within a stipulated time, as may be fixed by this Court.

For Petitioner

:Mr.K.P.Narayanakumar

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 2nd respondent to register the case on the petitioner's complaint, dated 29.07.2015 and to investigate the same within a stipulated time.

2. The learned counsel for the petitioner submitted that the petitioner has given a complaint to the 2nd respondent as early as on 29.07.2015, 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 current paper P2/SP/GDP1/186, 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,
at Nagercoil.

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

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

+1cc to Mr.K.P.Narayanakumar, Advocate Sr.No.60636

mpk

AA/SKS-RR/20.10.2015/2p-5c

Order made in
Crl.O.P.(MD)No.19770 of 2015
Dated:- 13.10.2015