



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.02.2015

WEB COPY

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THE HONOURABLE MR. JUSTICE C.T. SELVAM

Crl.O.P. (MD) No.22884 of 2014

S.Muthukumar

... Petitioner

Versus

1. The Superintendent of Police,  
Madurai District,  
Madurai

2. The Inspector of Police,  
Thirupparankundram Police Station,  
Thirupparankundram,  
Madurai District

... Respondents

**PRAYER:** Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure praying to direct the 2<sup>nd</sup> respondent to register a case based on the complaint dated 06.12.2014 and pass such other and further orders which this Hon'ble Court deems fit and proper in the circumstances of this case and thus render justice.

For Petitioner : Mr. W. Peter Rameshkumar

For Respondents : Mr.K.V. Rajarajan  
Government Advocate (Crl. Side)

**ORDER**

Learned counsel for petitioner submitted that petitioner, a handicapped person, suffering 60% orthopaedic disability has been abused and man handled by a Sub Inspector of Police, when he visited a temple on 06.12.2014 at 8.00 am.

2. Learned counsel for petitioner submits that despite registration of case on 16.12.2014, investigation has been conducted and closed as "mistake of fact" on the very same day.

3. We have perused the Case Diary and final report filed by the respondents.



4. On consideration of the submissions of learned counsel for petitioner and perusal of the above papers, this Court is of the view that it is appropriate to dismiss this petition granting liberty to petitioner to move by way of protest petition, if considered appropriate, within a period of one month from the date of receipt of a copy of this order. The Magistrate concerned shall deal with any such petition solely on merits.

5. With the above direction, this Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar(Writs)

/True Copy/

Sub Assistant Registrar

To

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

+1cc to Mr.W.Peter Ramesh Kumar, Advocate Sr.No. 6249

trp

AA/24.02.2015/2p- 5c/

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