

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.01.2016

CORAM

THE HONOURABLE MR.JUSTICE R.SUBBIAH

Crl.OP No.1077 of 2016

M.Tamilarasu
S/o.Muthu,
Door No.6, Saiva Muthaiya Muthali 6th Street,
Kanniyamman Koil, Royapettah,
Chennai - 600 014. Petitioner

Vs

The State, Rep. by
The Inspector of Police,
D-3, Ice-House Police Station,
Triplicane, Chennai - 600 005. Respondent

Prayer:- Criminal Original Petition filed under Section 482
Cr.P.C., praying to direct the respondent to register the
petitioner's complaint dated 22.12.2015 and to investigate the
same.

For Petitioner : Mr.R.Thirumoorthy

For Respondent : Mr.C.Emalias
Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed to direct
the respondent to register the petitioner's complaint dated
22.12.2015.

2. The petitioner is the secretary of the Bharani
Abiseka Trust Kannniyamman Meersaarpur Kudiiruppor Sangam. His
association is fighting for the tenants legal rights.
Moreover, the petitioner's organization had taken all steps to
initiate civil proceedings regarding collection of rent from
the tenants through trustees of the said trust. While so, one
Senthil Velan, who has nothing to do with the trust, deputed
some person to collect the rent from the tenants and prepared
a fabricated receipt books and they tried to collect the rent
from the tenants. With regard to the same, the petitioner

lodged a complaint with the respondent police on 22.12.2015. But, till date, no action has been taken on the said complaint. Hence, the present Criminal Original Petition has been filed.

3. I have heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondent.

4. The learned Additional Public Prosecutor submitted that on receipt of the complaint of the petitioner, C.S.R.No.560/ 2015 has been assigned and the same is pending for enquiry.

5. In view of the submissions made on either side, this Court directs the respondent to conduct enquiry on the complaint of the petitioner dated 22.12.2015 in CSR.No.560/2015 and upon enquiry, if materials are gathered indicating commission of any cognizable offence, he is directed to proceed further in accordance with law, as early as possible. If no prima facie case is made out, the respondent is directed to pass an appropriate order on the said complaint.

6. This criminal original petition is disposed of accordingly.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

mrp

To:

1. The Inspector of Police,
D-3, Ice-House Police Station,
Triplicane, Chennai - 600 005.
2. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.R.Thirumoorthy, Advocate, S.R.No.3605

Cr1.OP No.1077 of 2016

PPA(CO)

CA(09/02/2016)

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