

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.11.2016

CORAM :

THE HONOURABLE MS.JUSTICE R.MALA

Cont.P.No.2935 of 2016

Mr.Manoharan
S/o.Lazarus

.. Petitioner

Vs.

Rajagam
Inspector of Police
SIPCOT, Vellore District.

.. Respondent

Prayer:- Contempt Petition is filed under Section 11 of the Contempt of Courts Act, to punish the respondent for the willful disobedience of the order of this Court made in CrI.O.P.No.7407 of 2016 dated 05.04.2016.

For Petitioner : K.Nirmal Kumar

For Respondent : Mr.M.Mohamed Riyaz
Govt. Advocate (CrI. Side)

O R D E R

The petitioner has come forward with this contempt petition stating that the respondent/contemnor had willfully disobeyed the order passed by this Court in CrI.O.P.No.7407 of 2016 dated 05.04.2016.

2.The petitioner has filed CrI.O.P.No.7407 of 2016 seeking for a direction to the respondent herein to file the FIR on the complaint given by the petitioner dated 05.10.2015. This Court by an order dated 05.04.2016

had directed the respondent to expedite the enquiry and follow the dictum laid down in **Lalitha Kumari** case and register a case, if any cognizable offence is made out and had directed the petitioner to appear before the respondent herein on 12.04.2016 with the relevant documents. However, it is seen that even thereafter, the respondent had not registered a case. Hence, after issuance of the contempt notice, the present contempt petition has been filed.

3.Today, when the matter came up for admission, the learned Government Advocate (Crl Side) would submit that in pursuance of the order dated 05.10.2015, a case has been registered in Crime No.338/2016 for offences under Sections 294(b), 506(i) IPC on 17.09.2016. But it would reveal that the case was registered only after issuance of the contempt notice.

4.At this juncture, the learned Government Advocate (Crl Side) would further submit that the respondent/contemnor has also filed a counter affidavit tendering his unconditional apology for implementing the order passed by this Court belatedly.

5.Recording the same, this contempt petition is closed.

SD/-
JOINT REGISTRAR(OS)

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//Certified to be true copy//

Dated at Madras this the day of 2016.

COURT OFFICER(O.S.)

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One CC to M/s.K.Nirmal Kumar, Advocate, SR.15404/2016.