

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.01.2016

CORAM

THE HONOURABLE MR. JUSTICE R.SUBBIAH

Crl.O.P.No.1607 of 2016

P.Anand Kumar

... Petitioner

Vs

State rep by its
The Inspector of Police,
M-6, Manali Police Station,
(In crime No.Nil of 2016)
C.S.R.No.9 of 2016
Chennai District.

... Respondent

Criminal Original Petition filed under Section 482
Cr.P.C. seeking a direction to the respondent to register the
case on file of the complaint dated 13.01.2016 in accordance
with law.

For Petitioner : Mr.P.Kalimuthu
For Respondent : Mr.C.Emalias,
Additional Public Prosecutor.

ORDER

The present criminal original petition has been filed
seeking a direction to the respondent to register a case, based
on the complaint given by the petitioner dated 13.01.2016.

2.The petitioner herein lodged a complaint on
13.01.2016 before the respondent-police as against one Gokulnath
and his mother stating that the said counter petitioners damaged
one side wall of the petitioner's house, abused the petitioner
and his family members and also threatened them with dire
consequences. But, till date no action was taken by the
respondent-police. Hence, the petitioner has filed the present
criminal original petition.

3.The learned Additional Public Prosecutor submitted
that on receipt of the complaint of the petitioner, C.S.R.No.9
of 2016 has been assigned and the matter is pending for enquiry.

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

5.In view of the submissions made by the petitioner as well as the Additional Public Prosecutor, this Court directs the respondent-police to conduct enquiry on the complaint of the petitioner dated 13.01.2016 in C.S.R.No.9 of 2016 and upon enquiry, if materials are gathered indicating commission of any cognizable offence, the respondent-police is directed to proceed further in accordance with law, as early as possible. If no prima facie case is made out for registering the FIR, the respondent is directed to pass an appropriate order on the said complaint.

6. This criminal original petition is disposed of accordingly.

-s/d-
Assistant Registrar(CSIV)

True Copy

Sub-Assistant Registrar

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To

1.The Inspector of Police,
M-6, Manali Police Station,
Chennai District.

2.The Public Prosecutor,
High Court, Madras.

+1 cc to Mr.P.Kalimuthu Advocate sr.5057

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