

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.08.2016

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Crl.OP No.16956 of 2016

Jasmine

..Petitioner

Vs

State rep by
The Inspector of Police
Vadapalani Police Station
Chennai.

..Respondent

Prayer:- Criminal Original Petition filed under Section 482 Cr.P.C., to direct the respondent to register a case on the basis of complaint dated 30.06.2016, investigate and file a final report u/s 173 Cr.P.C.

For Petitioner : Mr.Ramesh Kumar Chopra

For Respondent : Mr.C.Emalias,
Addl.Public Prosecutor

O R D E R

This petition has been filed to direct the respondent to register a case on the basis of complaint dated 30.06.2016, investigate and file a final report u/s 173 Cr.P.C.

2. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing for the State.

3. It is seen that the petitioner is a tenant under the opposite party and that the opposite party had mortgaged the property with the Bank and defaulted in making payments. Now the Bank has taken possession of the flat and the petitioner is demanding return of his advance from the landlord. In a case of this nature, no positive direction can be issued to register an FIR.

Accordingly, this petition is closed with liberty to the petitioner to work out his remedy in the manner known to law.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

gms

To

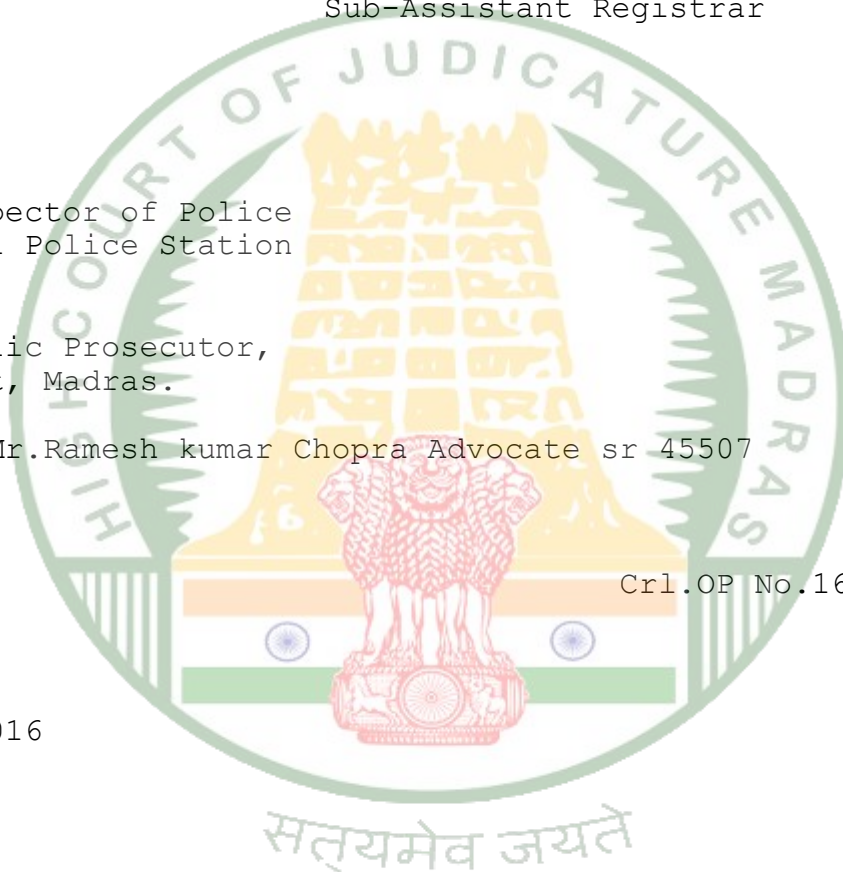
1.The Inspector of Police
Vadapalani Police Station
Chennai.

2.The Public Prosecutor,
High Court, Madras.

+1 cc to Mr.Ramesh kumar Chopra Advocate sr 45507

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