

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.02.2016

CORAM :

THE HONOURABLE MS. JUSTICE R.MALA

Crl.O.P.No.2011 of 2016

and Crl.M.P.No.1462 of 2016

M.K.Kumar

.. Petitioner

Vs.

Inspector of Police
T-15, SRMC Police station
Porur, Chennai.

.. Respondent

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., to direct the respondent to register a case based on the petitioner's complaint dated 12.01.2016 and investigate the same in accordance with law.

For Petitioner :Mr.R.Subburaj

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

For Intervenor :Mr.N.Damodaran

O R D E R

The petitioner has come forward with this petition seeking for a direction to the respondent to register a case pertaining to the petitioner's complaint dated 12.01.2016.

2.The learned counsel for the petitioner submitted that the petitioner has lodged a complaint before the respondent on 12.01.2016 and he has also filed an acknowledgment card to that effect. But the respondent has not shown any interest to enquire the matter and register the case. Hence, the petitioner has come forward with this petition for the above stated relief.

3.Heard the learned Additional Public Prosecutor.

4.Considering the rival submissions made on both sides, the petitioner has lodged a complaint on 12.01.2016 and he has also filed an acknowledgment card to that effect. Therefore, the

respondent police is directed to conduct enquiry and expedite the same and follow the dictum laid down in Lalitha Kumari vs. Govt. of U.P & others [2013 (4) Crimes 243 (SC) and register a case, if any cognizable offence is made out. The petitioner is directed to co-operate for enquiry.

5.The Criminal Original Petition is disposed of with the above direction. The proposed accused filed Crl.M.P.No.1462 of 2016 for permitting him to intervene in the petition filed in Crl.O.P.No.2011 of 2016. As per the Honourable Apex Court, there is no necessity for intervention, before the case has been registered. Hence, the petition in Crl.M.P.No.1462 of 2016 stands dismissed.

Sd/-
Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

To

1.Inspector of Police
T-15, SRMC Police station
Porur, Chennai.

2.The Public Prosecutor
High Court, Chennai.

+1cc to Mr.N.Damodaran, Advocate sr.8152[04/03/2016]

Crl.O.P.No.2011 of 2016
and Crl.M.P.No.1462 of 2016

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