

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.02.2016

CORAM :

THE HONOURABLE MS. JUSTICE R.MALA

Crl.O.P.No.2038 of 2016

D.Ganesan

.. Petitioner/Defacto Complainant

Vs.

Inspector of Police
Valapadi police station
Salem District.

... 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 17.01.2016 and investigate the same in accordance with law.

For Petitioner :Mr.R.Nalliyappan

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

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 17.01.2016.

2.The learned counsel for the petitioner submitted that the petitioner has lodged a complaint before the respondent on 17.01.2016, for which, C.S.R.No.22 of 2016 has been assigned. 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.At this juncture, the learned Additional Public Prosecutor, on instructions, would submit that on the basis of the complaint given by the petitioner, petition enquiry in C.S.R.No.22 of 2016 is going on.

4.Considering the rival submissions made on both sides, on the basis of the complaint given by the petitioner, as enquiry

is going on in C.S.R.No.22 of 2016, the respondent is directed to expedite the enquiry 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.

5. The Criminal Original Petition is disposed of with the above direction.

Sd/-
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

To

1.Inspector of Police
Valapadi police station
Salem District.

2.The Public Prosecutor
High Court, Chennai.

+1cc to Mr.R.Nalliappan, Advocate, S.R.No.10811

Cr1.O.P.No.2038 of 2016

vs (CO)
srg (26/02/2016)

सत्यमेव जयते
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