

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.02.2016

CORAM :

THE HONOURABLE MS. JUSTICE R.MALA

CrI.O.P.No.3248 of 2016

Rishab Choraria

.. Petitioner

Vs.

The State rep. by
The Inspector of Police
B-2, Esplanade Police station
Chennai-600 108.

... 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 31.12.2015, C.S.R. bearing No.649 of 2015 and to investigate and file a final report under Section 173 Cr.P.C.

For Petitioner :Mr.Ramesh Kumar Chopra

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 31.12.2015 in C.S.R.No.649 of 2015.

2.The learned counsel for the petitioner submitted that the petitioner has lodged a complaint before the respondent on 31.12.2015, for which, C.S.R.No.649 of 2015 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.649 of 2015 is going on.

4.Considering the rival submissions made on both sides, on the basis of the complaint made by the petitioner, as enquiry is going on in C.S.R.No.649 of 2015, 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.

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-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

To

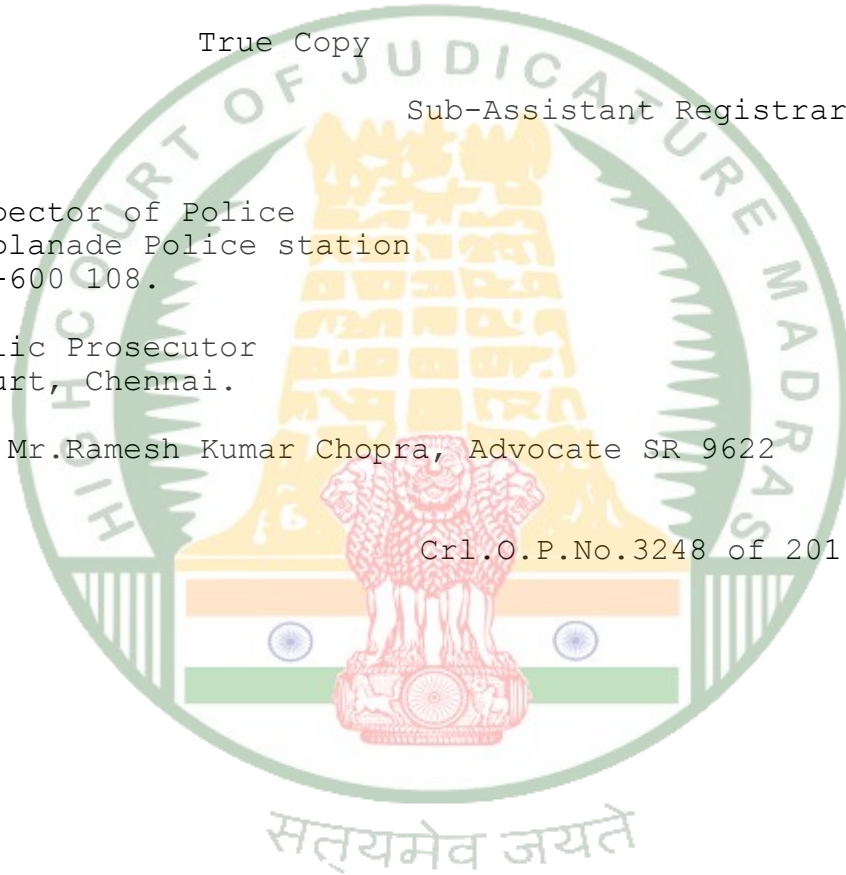
1.The Inspector of Police
B-2, Esplanade Police station
Chennai-600 108.

2.The Public Prosecutor
High Court, Chennai.

+ 1 cc to Mr.Ramesh Kumar Chopra, Advocate SR 9622

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