

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.02.2016

CORAM :

THE HONOURABLE MS. JUSTICE R.MALA

CrI.O.P.No.4156 of 2016

Kusalkumar Jain

.. Petitioner

Vs.

Inspector of Police
E5 Sholavaram police station
Thiruvallur 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 25.12.2015 and investigate the same in accordance with law.

For Petitioner :Mr.P.Chandrasekar

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 25.12.2015.

2.The learned counsel for the petitioner submitted that the petitioner has lodged a complaint before the respondent on 25.12.2015, for which, C.S.R.No.11 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.11 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.11 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. The petitioner is directed to co-operate for enquiry.

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

Sd/-
Asst.Registrar (CO)

/true copy/

Sub Asst. Registrar

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To

1.The Inspector of Police
E5 Sholavaram police station
Thiruvallur District.

2.The Public Prosecutor
High Court, Chennai.

1 cc to Mr.P. Chandrasekar, Advocate, Sr. 11956

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SKV (CO)
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