

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.04.2016

CORAM :

THE HONOURABLE MS. JUSTICE R.MALA

Crl.O.P.No.6028 of 2016

P.Mariyaye

.. Petitioner

Vs.

State rep. by
The Inspector of Police,
Rasipuram Police Station,
Namakkal District.

.. Respondent

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., to direct the respondent to register a case on the complaint given by the petitioner dated 14.02.2016 and to proceed with the investigation according to law.

For Petitioner : Mr.V.Elangovan
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 14.02.2016.

2.The learned counsel for the petitioner submitted that the petitioner has lodged a complaint before the respondent on 14.02.2016, for which, C.S.R.No.38/2016 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.38/2016 is pending.

4.Considering the rival submissions made on both sides, on the basis of the complaint made by the petitioner, as enquiry is pending in C.S.R.No.38/2016, 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.
cse

s/d-
Assistant Registrar (CS-IV)

True Copy

Sub-Assistant Registrar

To

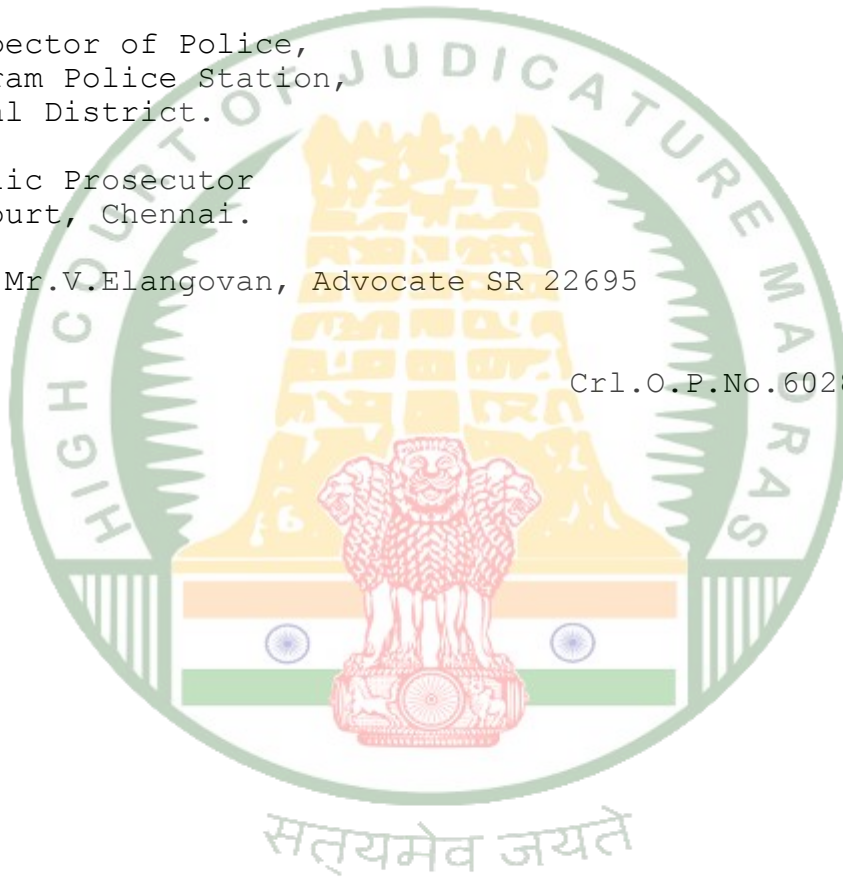
1. The Inspector of Police,
Rasipuram Police Station,
Namakkal District.

2. The Public Prosecutor
High Court, Chennai.

+ 1 cc to Mr. V. Elangovan, Advocate SR 22695

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Cr1.O.P.No.6028 of 2016



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