

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.04.2016

CORAM:

THE HONOURABLE MS.JUSTICE R.MALA

Crl.O.P.No.7942 of 2016

Banumathai

... Petitioner

Vs.

State By: The Inspector of Police
Annamalai Nagar Police Station,
Chidambaram,
Cuddalore District.

.... Respondent

Prayer :

Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, praying to issue direction to the respondent to register a case based on the petitioner's complaint dated 01.08.2015 and registered in CSR.No.7 of 2016 (on the file of the respondent police).

For Petitioner : Mr.P.Pugalenth

For Respondent : Mr.C.Emalias
Additional Public Prosecutor

ORDER

The petitioner has come forward with this petition seeking a direction to the respondent to register a case based on the petitioner's complaint dated 01.08.2015 and registered in C.S.R.No.7 of 2016.

2.The learned counsel for the petitioner submitted that the petitioner has lodged a complaint before the respondent police on 01.08.2015. Though the complaint has been issued C.S.R.No.7 of 2016 by the respondent, 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 is pending and would further submit that the petitioner is not co-operating for enquiry.

4.Considering the rival submissions made on both sides, on the basis of the complaint given by the petitioner as petition enquiry is pending, the respondent police 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 with the respondent police for enquiry.

5.With the above direction, this Criminal Original Petition is disposed of.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

To

1.The Inspector of Police
Annamalai Nagar Police Station,
Chidambaram,
Cuddalore District.

2.The Public Prosecutor
High Court, Madras.

Crl.O.P.No.7942 of 2016

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