

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.04.2016

CORAM :

THE HONOURABLE MS. JUSTICE R.MALA

Crl.O.P.No.8517 of 2016

S.Nabi

.. Petitioner

Vs.

1.The Superintendent of Police,
O/o. The Superintendent of Police,
Thiruvannamalai District.

2.The Sub-Inspector of Police,
District Crime Branch,
O/o. The Deputy Superintendent of Police,
Thiruvannamalai District.

3.State rep. By
The Inspector of Police,
Arani Town Police Station,
Arani, Thiruvannamalai.

.. Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., to direct the second respondent police to register the case on the basis of the petitioner's complaint dated 19.02.2016 which is on the file of the second respondent police.

For Petitioner : Mr.Viswa

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

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O R D E R

The petitioner has come forward with this petition seeking for a direction to the second respondent to register a case pertaining to the petitioner's complaint dated 19.02.2016.

2.The learned counsel for the petitioner submitted that the petitioner has lodged a complaint before the respondents on 19.02.2016. But the respondents have 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 the petitioner has already given a complaint before the respondent police on 03.02.2016 and he has also filed a petition in Crl.O.P.No.4567 of 2016 seeking for direction to register a case, wherein this Court has dismissed the petition stating that on the basis of the complaint given by the petitioner petition enquiry has been conducted and closed on 11.02.2016. Hence, he prayed for dismissal of the petition.

4. Considering the rival submissions made on both sides that the petitioner has already given a complaint before the respondent police on 03.02.2016 and he has also filed a petition in Crl.O.P.No.4567 of 2016 seeking for direction to register a case, wherein this Court has dismissed the petition since petition enquiry has already been conducted and closed. So, I am of the view that this petition has been filed only with a malafide intention and it is purely abuse of process of Court. Hence, the Criminal Original Petition is dismissed with cost. The petitioner is directed to pay a sum of Rs.1,000/- (Rupees One Thousand only) to the Tamil Nadu Legal Services Authority, High Court, Madras.

Sd/-

Assistant Registrar (CS-III)

//True Copy//

Sub Assistant Registrar

cse

To

1. The Superintendent of Police,
O/o. The Superintendent of Police,
Thiruvannamalai District.
2. The Sub-Inspector of Police,
District Crime Branch,
O/o. The Deputy Superintendent of Police,
Thiruvannamalai District.
3. The Inspector of Police,
Arani Town Police Station,
Arani, Thiruvannamalai.

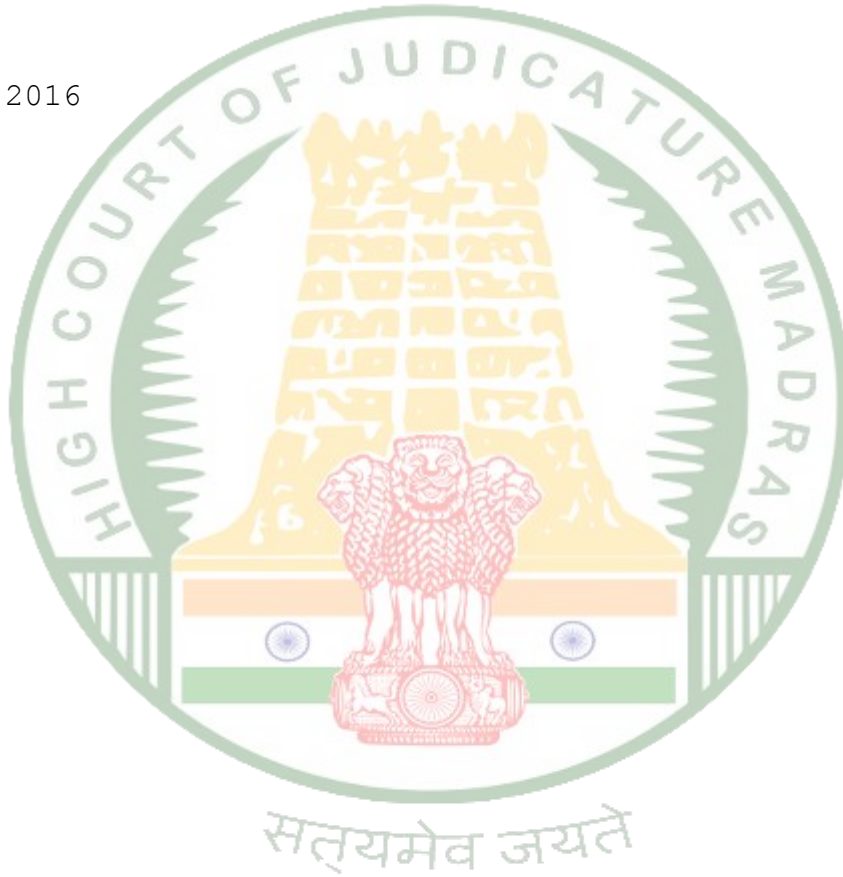
4.The Public Prosecutor
High Court, Chennai.

Copy to:
The Member Secretary
Tamilnadu Legal Service Authority,
High Court, Madras.

1 cc to M/s.Dass and Viswa, Advocates, sr.26876

Cr1.O.P.No.8517 of 2016

gj co
kra 26.05.2016



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