

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.04.2016

CORAM :

THE HONOURABLE MS. JUSTICE R.MALA

Cr1.O.P.No.8536 of 2016

S.Baskaran

... Petitioner

Vs.

1.The Inspector of Police
Virudhampet police station
Vellore District.

2.The Deputy Superintendent of Police
Office of the Deputy Superintendent of Police
Kadpadi, Vellore District-632 007.

3.The Superintendent of Police
Virudhampet police station
Vellore District.

... Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., to direct the respondents to register a case on the basis of the petitioner's complaint dated 13.04.2015 and investigate the same in accordance with law.

For Petitioner : Mr.A.Ilangovan

For Respondents : Mr.C.Emalias
Additional Public Prosecutor

O R D E R

The petitioner has come forward with this petition seeking a direction to the respondents to register a case pertaining to the petitioner's complaint dated 13.04.2015.

2.The learned counsel for the petitioner submitted that the petitioner has lodged a complaint before the respondents on 13.04.2015. 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

is an accused in Crime No.505 of 2015 for an offence punishable under Section 379 IPC. He would further submit that no complaint was given to the first respondent. If the petitioner would give fresh complaint to the first respondent, he may look into the same.

4.Considering the rival submissions made on both sides, the petitioner is directed to give a fresh complaint to the first respondent and on receipt of the same, the first respondent is directed to conduct 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.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

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To

- 1.The Inspector of Police
Virudhampet police station
Vellore District.
- 2.The Deputy Superintendent of Police
Office of the Deputy Superintendent of Police
Kadpadi, Vellore District-632 007.
- 3.The Superintendent of Police
Virudhampet police station
Vellore District.
- 4.The Public Prosecutor
High Court, Chennai.

+1cc to Mr.A.Ilangovan, Advocate, S.R.No.26201

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KS (CO)
CA(17/05/2016)