

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.04.2016

CORAM :

THE HONOURABLE MS. JUSTICE R.MALA

Crl.O.P.No.8885 of 2016

S.Gandeeban

.. Petitioner

Vs.

1. State by
The Joint Commissioner of Police,
Southern Zone,
St.Thomas Mount,
Chennai - 600 008.

2. State by
The Inspector of Police,
R-4 Pondy Bazaar Police Station,
Chennai.

.. Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., to direct the second respondent police to register the case based on the petitioner's complaint dated 18.04.2015 and investigate into the same.

For Petitioner : M/s.A.Madhumathi

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

सत्यमेव जयते
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 18.04.2015.

2.The learned counsel for the petitioner submitted that the petitioner has lodged a complaint before the respondents on 18.04.2015. 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 on the basis of the complaint given by the petitioner, petition enquiry is pending.

4. Considering the rival submissions made on both sides, on the basis of the complaint made by the petitioner, as petition enquiry is pending, the second 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(J)

True Copy

Sub-Assistant Registrar

To

1. The Joint Commissioner of Police,
Southern Zone,
St. Thomas Mount,
Chennai - 600 008.

2. The Inspector of Police,
R-4 Pondy Bazaar Police Station,
Chennai.

3. The Public Prosecutor
High Court, Chennai.

+ 1 cc to Mrs.A.Madhumathi, Advocate SR 26757

ks(co)
prk31/5

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