

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.04.2016

CORAM :

THE HONOURABLE MS. JUSTICE R.MALA

Cr1.O.P.No.9204 of 2016

T.Sivaprakash .. Petitioner/Complainant

Vs.

State rep. by
Inspector of Police (Law and Order)
R-5 Virugambakkam police station
Chennai-93. ..Respondent/Respondent

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., to direct the respondent to register a case based on the petitioner's complaint dated 03.03.2016 pending in C.S.R.No.218/CSR/R5 PS/2016 on the file of the respondent.

For Petitioner: Mr.RM.Venkatesh

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

O R D E R

The petitioner has come forward with this petition seeking a direction to the respondent to register a case pertaining to the petitioner's complaint dated 03.03.2016.

2.The learned counsel for the petitioner submitted that the petitioner has lodged a complaint before the respondent on 03.03.2016 and C.S.R.No.218 of 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 is pending in C.S.R.No.218 of 2016.

4.Considering the rival submissions made on both sides, on the basis of the complaint given by the petitioner, as enquiry is pending in C.S.R.No.218 of 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.

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Sd/-

Asst.Registrar

/true copy/

Sub Asst. Registrar

To

1.The Inspector of Police (Law and Order)
R-5 Virugambakkam Police Station,
Chennai-93.

2.The Public Prosecutor, High Court, Chennai.

+ 1 cc to Mr.RM.Venkatesh, Advocate Sr 27303

KR/1/6/16

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सत्यमेव जयते

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