

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.04.2016

CORAM :

THE HONOURABLE MS. JUSTICE R.MALA

Cr1.O.P.No.9286 of 2016

M.Kandasamy .. Petitioner/ Complainant

Vs.

State rep. by
Inspector of Police
Puduchathiram police station
Cuddalore District. ... 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 06.02.2016 and investigate the same in accordance with law.

For Petitioner :Mr.JB.Solomon Peter Kamaldoss

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 06.02.2016.

2.The learned counsel for the petitioner submitted that the petitioner has lodged a complaint before the respondent on 06.02.2016 and C.S.R.No.20 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.20 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.20 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.

Sd/-
Asst.Registrar (CS VII)

/true copy/

Sub Asst. Registrar

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To

1.Inspector of Police
Puduchathiram police station
Cuddalore District.

2.The Public Prosecutor
High Court, Chennai.

1 cc to Mr.J.B. Solomon Peter Kamal Dass, Advocate, Sr. 26869

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