



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.07.2016

CORAM:

THE HONOURABLE DR. JUSTICE S.VIMALA

Crl.O.P. (MD) .No.12459 of 2016

A.Kannan

.. Petitioner

Vs.

1.The Superintendent of Police,
Nagercoil, Kanyakumari District.

2.The Inspector of Police,
Kanyakumari Police Station,
Kanyakumari, Kanyakumari District.

.. Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C. praying to direct the second respondent to register a case based on the complaint of the petitioner, dated 11.07.2016, for the offences punishable under Section 379 IPC and Section 3(ii) of Tamil Nadu Property (Prevention of Damage and Loss) Act, 1992 and consequently direct the 1st respondent to supervise the investigation.

For Petitioner : Mr.S.Lawrance Vimalraj

For respondents : Mr.A.P.Balasubramani,
Government Advocate
(Criminal side)

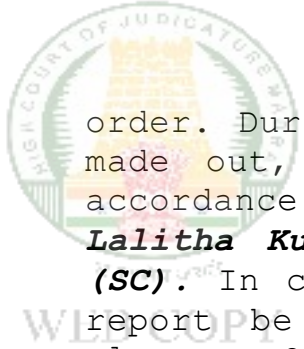
ORDER

It is an application seeking a direction to the second respondent to register a case based on the complaint of the petitioner dated 11.07.2016.

2.Heard the learned counsel for the petitioner and the learned Government Advocate (Crl. Side) for the respondents.

3.According to the learned Government Advocate (Crl. Side), petition enquiry is pending before the second respondent.

4.In view of the above submission, the second respondent is directed to expedite the enquiry and complete the same within a period of two weeks from the date of receipt of a copy of this



order. During the course of enquiry, if any cognizable offence is made out, the second respondent police shall take action in accordance with the law laid down by the Hon'ble Apex Court in **Lalitha Kumari vs. Govt. of U.P & others [2013 (4) Crimes 243 (SC)]**. In case of closure of the complaint, a copy of the closure report be furnished to the petitioner within a week of such closure. On receipt of the same, it is open to the petitioner to work out his remedy in the manner known to law.

5. With the above direction, this Criminal Original Petition is disposed of.

sd/-

Assistant Registrar (T & P)

/True Copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,
Nagercoil, Kanyakumari District.

2. The Inspector of Police,
Kanyakumari Police Station,
Kanyakumari,
Kanyakumari District.

3. The Addl. Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 cc to Mr.S.LAWRANCE VIMALRAJ, Advocate Sr.No.39258

gcg

SMA/DB/03.08.2016:2P/5C

Cr1.O.P(MD)No.12459 of 2016
22.07.2016