



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.12.2016

CORAM

THE HON'BLE MR.JUSTICE G.CHOCKALINGAM

Crl.O.P.(MD) No.18449 of 2016

T.NAGARETHINAM

... Petitioner

-Vs-

1 THE DISTRICT COLLECTOR,
KANYAKUMARI DISTRICT,
NAGERCOIL.

2 THE TAHSILDAR
KALKULAM TALUK.
THUCKALAY,
KANYAKUMARI DISTRICT.

3 THE SUPERINTENDENT OF POLICE.
KANYAKUMARI DISTRICT,
NAGERCOIL.

4 THE INSPECTOR OF POLICE,
ERANIEL POLICE STATION,
KANYAKUMARI DISTRICT.

... Respondents

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the respondents to take action based on the complaint of the petitioner under Section 133 of Cr.P.C. dated 01.08.2016 to remove the nuisance situated at New S.No.106/11A 106/8B situated at Kurunthancode Panchayat, Kurunthancode Village, Kalkulam Taluk, Kanyakumari District.

For Petitioner : Mr. T. Selva Kumar

For Respondent : Mr.A.P.Balasubramanian
Govt. Advocate (Crl.Side)

O R D E R

This Criminal Original Petition is filed seeking a direction to the respondents to take action based on the complaint of the petitioner under Section 133 of Cr.P.C. dated 01.08.2016 to remove the nuisance situated at New S.No.106/11A, 106/8B situated at Kurunthancode Panchayat, Kurunthancode Village, Kalkulam Taluk, Kanyakumari District.



2. Heard both sides.

3. On perusal of the prayer itself, it is seen that even according to the petitioner, he filed a complaint under Section 133 Cr.P.C before the first respondent against the nuisance caused by one Suresh. But in the present petition, the above said Suresh is not included as a party.

4. In view of the above, this petition is dismissed with liberty to the petitioner to file a fresh application by impleading the said Suresh as a party.

Sd/-
Assistant Registrar

/True Copy/

Sub Assistant Registrar

To:

- 1 THE DISTRICT COLLECTOR,
KANYAKUMARI DISTRICT,
NAGERCOIL.
- 2 THE TAHSILDAR
KALKULAM TALUK.
THUCKALAY,
KANYAKUMARI DISTRICT.
- 3 THE SUPERINTENDENT OF POLICE.
KANYAKUMARI DISTRICT,
NAGERCOIL.
- 4 THE INSPECTOR OF POLICE,
ERANIEL POLICE STATION,
KANYAKUMARI DISTRICT.
5. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

VS

TTN/MPA-JK/18.01.2017 : 2P-6C

Cr1.O.P. (MD) No.18449 of 2016
07.12.2016