

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED: 25.04.2016****CORAM:****THE HONOURABLE MR.JUSTICE P.N.PRAKASH****Cr1.O.P. (MD) No.4604 of 2016**

S.Murugan ... Petitioner
vs.

- 1.The Director General of Police
Adyar, Chennai
- 2.The Deputy Inspector General of Police
Tirunelveli
- 3.The Superintendent of Police
Tirunelveli District
- 4.The Deputy Superintendent of Police
Alangulam, Tirunelveli District
- 5.The Inspector of Police
Pavoorchatram Police
Pavoorchatram, Tirunelveli District

... Respondents

PRAYER: This petition is filed under Section 482 Cr.P.C., to direct the respondents to register the FIR against the proposed accused on the basis of the petitioner's complaint, dated 12.11.2015.

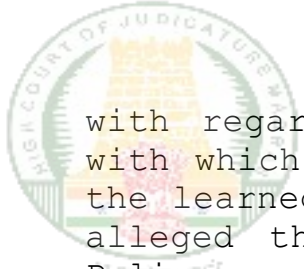
For Petitioner : Mr.A.Selvakumar
For Respondents : Mrs.S.Prabha, G.A.(Cr1.Side)

O R D E R

The petitioner has filed this criminal original petition, under Section 482 of the Code of Criminal Procedure, seeking direction upon the respondents to register a case, based on his complaint, dated 12.11.2015.

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

3. On reading of the complaint, dated 12.11.2015, it is seen that the accused is none other than the mother and brothers of the petitioners and the dispute arose between them is civil in nature



with regard to partitioning of family properties, in connection with which a suit in O.S.No.544 of 2010 is pending on the file of the learned District Munsif, Tenkasi. While so, the petitioner has alleged that he was relieved of Rs.55,000/- by the respondent Police on the promise of getting him possession of the property. Further, it is seen that in respect of the incident took place during 2014, the petitioner has lodged the present complaint.

4. Taking into consideration the above facts and the nature of allegations, this Court is of the view that no positive direction can be given to the respondent Police to register a case based on the petitioner's complaint, dated 12.11.2015. Accordingly, this criminal original petition is dismissed. However, the petitioner is at liberty to work out his remedy in the manner known to law.

Sd/-

Assistant Registrar()

/True copy/

Sub Assistant Registrar
Madurai Bench of Madras High Court,
Madurai.

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To

1.The Director General of Police, Adyar, Chennai.

2.The Deputy Inspector General of Police, Tirunelveli.

3.The Superintendent of Police, Tirunelveli District.

4.The Deputy Superintendent of Police,
Alangulam, Tirunelveli District.

5.The Inspector of Police,
Pavoorchatram Police, Pavoorchatram, Tirunelveli District.

6.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1cc to Mr.A.Selvakumar, Advocate SR No.24377

RG.JGB-SS/ 10.05.2016 2P.8C

Crl.O.P.(MD) No.4604 of 2016
25.04.2016