



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.06.2016

WEB COPY

CORAM:

THE HONOURABLE Dr. JUSTICE S.VIMALA

Crl.O.P.(MD).No.7159 of 2016

Sivasamy

... Petitioner

Vs.

1. The Commissioner of Police,
Madurai City.
2. The Deputy Commissioner of Police,
(Crime), Madurai City.
3. The Assistant Commissioner of Police,
Thideer Nagar,
Madurai City.
4. The Inspector of Police (Crime),
Thilagar Thidal Police Station,
Madurai.

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C. praying to direct the second respondent herein to register a case based on the complaint dated 01.04.2016 preferred by the petitioner and to file a final report within a stipulated time.

For Petitioner	: Mr.P.Venkata Subramanian
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 01.04.2016.

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

3.The sum and substance of the complaint of the petitioner is that though he obtained loan to the tune of Rs.5,80,000/- and paid a sum of Rs.19,543/- as monthly due, the Mini-bus Chassis has not



been given to him, as per the agreement. As there was no case registered, the petitioner has come up with this petition.

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

5. In view of the above submission, the fourth respondent is directed to expedite the enquiry and complete the same within a period of one month from the date of receipt of a copy of this order. During the course of enquiry, if any cognizable offence is made out, the fourth 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.

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

sd/-

Assistant Registrar (CS-I)

/True Copy/

Sub Assistant Registrar

To

1. The Commissioner of Police,
Madurai City.
2. The Deputy Commissioner of Police,
(Crime), Madurai City.
3. The Assistant Commissioner of Police,
Thideer Nagar, Madurai City.
4. The Inspector of Police (Crime),
Thilagar Thidal Police Station,
Madurai.
5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+ 1 CC TO MR.P.VENKATA SUBRAMANIAN, ADVOCATE IN SR No.27751

GCG

TE/DB/SAR-I : 10/06/2016 : 2P/7C

Crl.O.P(MD)No.7159 of 2016