



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.06.2016

CORAM

THE HON'BLE DR.JUSTICE S.VIMALA

Crl.O.P.(MD) No.8454 of 2016

Nagaraj

... Petitioner

-vs-

1. The Superintendent of Police,
Dindigul District, Dindigul.

2. The Inspector of Police,
Dindigul Taluk Police Station,
Dindigul.

... Respondents

Prayer: Criminal Original Petition filed under Section 482 of Cr.P.C., praying to direct the 2nd Respondent to register the case on the basis of the petitioner's complaint dated 20.05.2016.

For Petitioner : No Representation

For Respondents : Mr.A.P.Balasubramani
Govt. Advocate (Crl.Side)

O R D E R

This petition has been filed to direct the 2nd Respondent to register the case on the basis of the petitioner's complaint dated 20.05.2016.

2. The learned Government Advocate (Crl.Side) would submit that on the basis of the complaint given by the petitioner, petition enquiry is pending in CSR No.356/2016.

3. The allegation in the complaint is that the petitioner is the tenant under one Santhi Mathiyazhagaraj and the landlord has decided to sell the said house. The petitioner has proposed to buy the house and paid an advance amount of Rs.11,00,000/-. In the interregnum period, on account of declaration of election date, the petitioner was unable to remit the balance amount within the service period. When the petitioner sought for extension of time for payment of remaining amount, the proposed accused persons threatened him with dire consequences and used abusive language



and that made him to prefer a complaint with the respondent police. Since no action was taken on his complaint, the petitioner is before this Court seeking the above relief.

4. In view of the submission made by the learned Government Advocate (Crl.Side) that petition enquiry is pending in this case, the 2nd 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 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.

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

Sd/-

Assistant Registrar (AS)

/True Copy/

Sub Assistant Registrar (CS)

To:

1. The Superintendent of Police,
Dindigul District, Dindigul.
2. The Inspector of Police,
Dindigul Taluk Police Station,
Dindigul.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1cc to Mr.P.Balasubramanian, Advocate, Sr.No.30139

ar

JM/SKS-RR/SAR-I/23.06.2016/2P-5C

Crl.O.P. (MD) No.8454 of 2016
13.06.2016