



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.06.2016

CORAM:

THE HONOURABLE DR. JUSTICE S.VIMALA

CrI.O.P. (MD).No.8670 of 2016

Hepzibah Sundersingh

.. Petitioner

Vs.

1. The Commissioner of Police,
Tirunelveli City Police,
High Ground Road,
Tirunelveli City.

2. The Assistant Commissioner of Police,
Tirunelveli City Crime Branch Police,
Sripuram,
Tirunelveli Town.

.. Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C. praying to direct the first respondent to direct his subordinates to register the petitioner's complaint dated 30.04.2016 and to investigate the same within a stipulated time.

For Petitioner : Mr.N.S.Ponnaiah
For respondents : Mr.A.P.Balasubramani,
Government Advocate (Criminal side)

ORDER

It is an application seeking a direction to the first respondent to direct his subordinates to register a case based on the complaint of the petitioner dated 30.04.2016.

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

3.The sum and substance of the complaint of the petitioner is that the proposed accused neither paid any interest for the amount invested by the petitioner from December, 2014 nor repaid the principal amount and thereby they cheated the petitioner. As there was no case registered on the said complaint, the petitioner has come up with this petition.



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

5. 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 her remedy in the manner known to law.

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

Sd/-

Assistant Registrar (P&A)

/True copy/

Sub Assistant Registrar

To

1. The Commissioner of Police,
Tirunelveli City Police,
High Ground Road,
Tirunelveli City.
2. The Assistant Commissioner of Police,
Tirunelveli City Crime Branch Police,
Sripuram, Tirunelveli Town.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+ 1 CC TO M/S.N.S.PONNIAH, ADVOCATE IN SR No. 30076/16

GCG

TE/SK-SKN/ : 24/06/2016 : 2P/5C

Crl.O.P(MD)No.8670 of 2016
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