

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED: 15.06.2016**

WEB COPY

CORAM:**THE HONOURABLE Dr. JUSTICE S.VIMALA****CrI.O.P. (MD) No.8982 of 2016**

T.Sudharsan

.. Petitioner

Vs.

1.The Superintendent of Police,
Kanyakumari District,
Nagercoil.

2.The Inspector of Police,
Kottar Police Station,
Nagercoil,
Kanyakumari District.

.. Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C. praying to direct the 2nd respondent to register the case as per the complaint of the petitioner dated 18/04/2016.

For Petitioner	: Mr.T.Selvakumaran
For Respondents	: Mr.A.P.Balasubramani, Government Advocate (Criminal side)

ORDER

It is an application seeking a direction to the the second respondent to register a case based on the complaint of the petitioner dated 18.04.2016.

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 have collected a sum of Rs.40,00,000/- from the committee members of Vadalivilai Oor Hindu Nadar Community, to construct an Amman Thirumana Mandapam in their village. The petitioner, being one of the members in the said Community, has also paid Rs.10,000/-. But the proposed accused neither completed the construction nor refund the money to the newly elected committee members. 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 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 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 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 his remedy in the manner known to law.

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

Sd/-

Assistant Registrar (CS-II)

/True copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,
Kanyakumari District, Nagercoil.
2. The Inspector of Police,
Kottar Police Station, Nagercoil, Kanyakumari District.
3. The Government Advocate (Crl. Side)
Madura Bench of Madras High Court, Madurai.

Mj

CSL/SKs-RR/24.06.2016 :2p/4c

Crl.O.P (MD) No.8982 of 2016
15.06.2016