



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.06.2016

CORAM:

THE HONOURABLE Dr. JUSTICE S.VIMALA

Crl.O.P.(MD)No.8995 of 2016

R.Packiam

.. Petitioner

Vs.

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

2.The Inspector of Police,
District Crime Branch,
Dindigul District.

.. Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C. praying to direct the 2nd respondent herein to register the complaint given by the petitioner dated 28/05/2016 and to take necessary action.

For Petitioner

: Mr.J.Lawrance

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 28.05.2016.

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 the petitioner borrowed a sum of Rs.2,50,000/- from the proposed accused by pledging the documents, which relates to his landed property. He has also executed a power deed in favour of one of the proposed accused. The first proposed accused has created a sale deed, as if the property of the petitioner has been sold to him. As there was no case registered, the petitioner has come up with this petition.

<https://hcservices.ecourts.gov.in/hcservices/>

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(AE)

/True Copy/

Sub-Assistant Registrar

To

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

2. The Inspector of Police,
District Crime Branch,
Dindigul District.

3. The Additional Public Prosecutor,
Madura Bench of Madras high Court,
Madurai.

+One cc to M/s.J.Lawrance, Advocate, SR.No.30651

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RL/5C/2P/NGM/MP/23/6/2016

Cr1.O.P (MD) No.8995 of 2016

15.06.2016