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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.06.2016

CORAM

THE HONOURABLE DR. JUSTICE S.VIMALA

Crl.O.P (MD) No.9168 of 2016

K.V.Kamanan

.. Petitioner

.Vs.

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

2.The Inspector of Police,
Kodaikanal police Station,
Kodaikanal, Dindigul District.

.. Respondents

PRAYER: Criminal Original Petition has been filed under Section 482 of Cr.P.C., praying to direct the 1st respondent to instruct the 2nd respondent to register the case on the complaint preferred by the petitioner dated 27.04.2016 within a stipulated time.

For Petitioner : Mr.D.Selvaraj

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

ORDER

This petition has been filed seeking a direction to the 2nd respondent to register a case based on the complaint of the petitioner dated 27.04.2016.

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 in order to grab the property of the petitioner, the proposed accused trespassed into his property, attempted to dispossess him illegally and also threatened him with dire consequences. As no case was 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 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 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)

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Sub Assistant Registrar

To

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

+1cc to M/S.D.Selvaraj, Advocate in SR.No.30888

Cr1.O.P(MD)No.9168 of 2016
16.06.2016

gcg
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