

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED: 22.06.2016**

WEB COPY

CORAM:**THE HONOURABLE Dr. JUSTICE S.VIMALA****Cr1.O.P. (MD) No.9747 of 2016**

Vairam

.. Petitioner

Vs.

1.The Deputy Superintendent of Police,
Bodi, Theni District.

2.The Inspector of Police,
Chinnamanoor Police Station,
Theni District.

.. Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C. praying to issue a direction the second respondent to register the FIR on the basis of the complaint dated 10.05.2016.

For Petitioner
For Respondents

: Mr.P.Senguttuarasan
: Mr.K.V.Rajarajan,
Government Advocate (Criminal side)

ORDER

It is an application seeking a direction to direct the second respondent to register a case based on the complaint of the petitioner dated 10.05.2016.

2.Heard the learned counsel for the petitioner and the learned Government Advocate (Cr1. Side) for the respondents.

3.The sum and substance of the complaint of the petitioner is that on 13.04.2016, the proposed accused trespassed into the house of the petitioner, demolished the compound wall and doors of the house. They also threatened the petitioner with dire consequences to vacate the place and hand over to them. As there was no case registered, the petitioner has come up with this petition.

4.According to the learned Government Advocate (Cr1. Side), petition enquiry is pending in CSR No.223 of 2016.



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(W)

/True Copy/

Sub Assistant Registrar

To

1. The Deputy Superintendent of Police,
Bodi, Theni District.

2. The Inspector of Police,
Chinnamanoor Police Station,
Theni District.

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

+1cc to Mr.P.Senguttarasan, Advocate Sr.No.32646

mj

AA/GSV-PM/05.07.2016/2p-5c

Crl.O.P. (MD) No.9747 of 2016
22.06.2016