



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.06.2016

CORAM:

THE HONOURABLE Dr. JUSTICE S.VIMALA

Crl.O.P. (MD) No.9816 of 2016

M.Thulasiammal

.. Petitioner

Vs.

State rep.by

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

2.The Inspector of Police,
Nalattinpudur Police Station,
AT Vanaramutti,
Kovilpatti Taluk,
Thoothukudi District.

.. Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C. praying to direct the 2nd respondent to register a case on the petitioner's complaints dated 24.9.2015 and 15.10.2015.

For Petitioner : Mr.T.Selvan

For Respondents : Mr.K.V.Rajarajan,
Government Advocate
(Criminal side)

ORDER

It is an application seeking a direction to the second respondent to register a case based on the complaints of the petitioner dated 24.09.2015 and 15.10.2015.

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 proposed accused are the son and daughters of the petitioner. They threatened the petitioner seeking partition of her properties. But the petitioner asked them to wait for some time. On 24.09.2015, the proposed accused have trespassed into the petitioner's house and taken away some amount and gold jewels. 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.

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 her 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,
Thoothukudi District, Thoothukudi.

2. The Inspector of Police,
Nalattinpudur Police Station,
AT Vanaramutti, Kovilpatti Taluk,
Thoothukudi District.

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

+1cc to Mr. T. Selvan, Advocate SR.No.32641

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