



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.04.2017

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WEB COPY

THE HON'BLE MR.JUSTICE P.N.PRAKASH

W.P.(MD) No.7084 of 2017

S.Baskaran

... Petitioner

-vs-

1.The Commissioner of Police,
Tirunelveli City,
Tirunelveli-627 002.

2.The Assistant Commissioner of Police,
Tirunelveli City,
Palayamkottai Sub Division,
Tirunelveli-627 007.

3.The Inspector of Police,
C-3, Police Station, Perumalpuram,
Tirunelveli City,
Tirunelveli-627 007.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a writ of Mandamus, directing the Respondent No.3 to register a case based on the petitioner's complaint, dated 11.04.2017 and investigate the same in accordance with law by the Respondents within the time that may be stipulated by this Court.

For Petitioner : Mr.R.Karunanidhi

For Respondents : Mr.T.S.Mohammed Mohideen
Additional Government Pleader

O R D E R

Today, when the matter was taken up for hearing, the learned Additional Government Pleader appearing for the respondents submitted that on the complaint given by the petitioner, petition enquiry is pending in C.S.R.No.250 of 2017.

3.However, the Mandamus as prayed for by the petitioner cannot be granted in the light of the law laid down by this Court in Sugesan Transport Pvt. Ltd., v. the Assistant Commissioner of Police, Chennai, 2016(5) CTC 577.



3.Hence, this petition is closed with a direction to the third respondent to proceed with the enquiry in C.S.R.No.250 of 2017 in accordance with law. No costs.

Sd/-

Assistant Registrar(T&P)

/True Copy/

Sub Assistant Registrar

To:

1.The Commissioner of Police,
Tirunelveli City, Tirunelveli-627 002.

2.The Assistant Commissioner of Police,
Tirunelveli City,
Palayamkottai Sub Division,
Tirunelveli-627 007.

3.The Inspector of Police,
C-3, Police Station, Perumalpuram,
Tirunelveli City,
Tirunelveli-627 007.

+1CC to M/S.R.Karunanidhi, Advocate, SR.No. 52694

+1CC to the Special Government Pleader SR.No. 53136

W.P.(MD) No.7084 of 2017

AM

AM/SV MMS/SAR 4/26.04.2017/2P/6C