

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.04.2018

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THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.16944 of 2014
and M.P.No.1 of 2014

D. Rangarajan

... Petitioner

Vs.

1. The Commissioner of Police,
Vepery, Chennai.

2. The Inspector of Police,
V1, Villivakkam Police Station,
Villivakkam, Chennai.

3. Sivaramakrishnan

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for the issuance of Writ of Mandamus to direct the respondents to take action on the petitioner complaint dated 06.08.2013 in Crime No.1342 of 2013 on the file of the 2nd respondent and direct the 2nd respondent to recover the vehicle of the petitioner bearing No.TN18-1419.

For Petitioner : Mr.P.Chandrasekar

For R1 and R2 : Mr.J.Ramesh
Additional Government Pleader

सत्यमेव जयते
O R D E R

The relief sought for in the Writ Petition is for a direction to the respondent to take action on the petitioner's complaint dated 06.08.2013 in Crime No.1342 of 2013 on the file of the Inspector of Police, V1, Police Station, Villivakkam, Chennai.

2. Once the complaint is registered, then it is the duty of the Investigating Officer to proceed with the case in accordance with the provisions of the Criminal Procedure Code. In the present case on hand, admittedly the complaint submitted by the writ petitioner has already been registered in Crime No.1342 of 2013. This being the factum of the case, this Court

need not consider the prayer seeking a direction to the respondent to take action on the petitioner's complaint. In fact, the petitioner himself confused with the prayer and by stating that a direction to take action to be issued in respect of the Crime registered in Crime No.1342 of 2013.

3. In this view of the matter, the 2nd respondent is at liberty to proceed with the matter in accordance with law. The relief sought for in this writ petition cannot be granted. Accordingly, the Writ Petition stands dismissed. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

s/d-
Assistant Registrar (CO)

True Copy

Sub-Assistant Registrar

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To

1. The Commissioner of Police,
Vepery, Chennai.

2. The Inspector of Police,
V1, Villivakkam Police Station,
Villivakkam, Chennai.

+1 CC to Mr.P. Chandrasekar, Advocate sr 30270.

+1 CC to The Govt. Pleader sr 29995.

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and M.P.No.1 of 2014

SSV(CO)
SP(14/05/2018)

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