

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:23.10.2018

CORAM:

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

W.P. No.27515 of 2018

D. Vasanthakumar

..Petitioner

vs.

1 The Collector
Salem District
Salem

2 The Deputy Inspector General of Police
Salem Taluk
Salem District

3 The Commissioner of Police
Salem District
Salem

4 The Deputy Superintendent of Police
Salem Range
Salem District

5 The Inspector of Police
Theevattipatti Police Station
Theevattipatti
Salem District

6 Govindaraj

7 Elumalai

8 Chinnaraj
Sub-Inspector of Police
Theevattipatti Police Station
Salem District

..Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus directing the respondents 3 to 5 to consider the petitioner's representation dated 13.10.2018 within a stipulated period in accordance with law.

For petitioner Mr.M.Selvam

For RR 1 to 5 Mr. C. Raghavan
Govt. Advocate (Crl. Side)

ORDER

This writ petition has been filed seeking a writ of mandamus directing the respondents 3 to 5 to consider the petitioner's representation dated 13.10.2018 within a stipulated period in accordance with law.

2 It is the case of the petitioner that he had engaged the services of one Settu for digging a well in his property and during the operation, the said Settu sustained some minor injuries, for which, the petitioner had paid a sum of Rs.25,000/- towards medical expenses.

3 Now, the petitioner's grievance is that respondents 6 to 8 are demanding Rs.5 lakhs as compensation and are frequently harassing and intimidating him.

4 In this regard, the petitioner has addressed a representation dated 13.10.2018 to the police authorities and has thereafter, preferred this writ petition seeking the aforesaid relief.

5 In the opinion of this Court, a mandamus can be issued to an authority/person only for the purpose of performance of his statutory duty. But, in the case at hand, there is no statutory duty cast upon the respondents 1 to 4 to dispose of such representations and hence, no mandamus, as prayed for, can be issued. However, the fifth respondent shall not interfere in such civil disputes, unless there is commission of a cognizable offence.

With the above observation, this writ petition stands disposed of. Costs made easy.
cad

Sd/-

Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

To

1 The Collector
Salem District
Salem

2 The Deputy Inspector General of Police
Salem Taluk
Salem District

3 The Commissioner of Police
Salem District
Salem

4 The Deputy Superintendent of Police
Salem Range
Salem District

5 The Inspector of Police
Theevattipatti Police Station
Theevattipatti
Salem District

+1cc to M.Selvam, Advocate S.R.No.72258

KR/30/10/18

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