

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 01.11.2018

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

CRL.O.P.No.25547 of 2018

R.Vijayakumari
Vs

.. Petitioner

State Rep. By its
Inspector of Police,
J-3, Guindy Police Station,
Guindy,
Chennai.

.. Respondent

Criminal Original Petition filed under Section 482 Cr.P.C.,
praying to set aside the order dated 20.08.2018 passed in
Crl.M.P.No.1295 of 2018 on the file of the IX Metropolitan
Magistrate, Saidapet and issue direction to the IX Metropolitan
Magistrate, Saidapet to pass appropriate orders in accordance
with Section 156(3) of Criminal Procedure Code.

For Petitioner : Mr.A.Prabhakaran

For Respondent : Ms.M.Prabhavathi,
Additional Public Prosecutor

O R D E R

The petitioner filed a petition in Crl.M.P.No.1295 of 2018
under Section 156(3) Cr.P.C before the IX Metropolitan
Magistrate, Saidapet, Chennai 15, which has been dismissed on
20.08.2018 on the ground that the petitioner has not complied
the mandates of the law laid down in Priyanka Srivastava and
another Vs. State of Uttar Pradesh and others [(2015) 6 SCC 287]
and Sugesan Transport Pvt. Ltd., Vs. The Assistant Commissioner
of Police, Adyar, Chennai and another [2016-2-L.W. (Crl.) 499].
Challenging the said order, the petitioner is before this Court.

2.Heard the learned counsel for the petitioner and learned
Additional Public Prosecutor for the respondent.

3.On a perusal of the impugned order, this Court does not
find any infirmity warranting interference by this Court.
Subsequent to Sugesan Transport Pvt Ltd. (cited supra), a

Division Bench of this Court in G.Prabakaran Vs The Superintendent of Police, Thanjavur District and another in [Crl.O.P.(MD)No.13681 of 2018 etc., batch] has also given certain guidelines.

4.Under such circumstances, this petition is dismissed with liberty to the petitioner to work out her remedy in the manner known to law as laid down in Priyanka Srivastava (cited supra).

Sd/-
Deputy Registrar

//True Copy//

Sub Assistant Registrar

gsa

To

1.The Inspector of Police,
The State of Tamil Nadu,
J-3, Guindy Police Station,
Guindy,
Chennai.

2.The IX Metropolitan Magistrate,
Saidapet, Chennai-15.

3.The Public Prosecutor,
High Court, Madras.

+1 cc to M/s.A.Prabhakaran, Advocate Sr.No.75370

CSL/20.11.2018

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सत्यमेव जयते

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