



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.03.2018

CORAM:

THE HONOURABLE MR.JUSTICE P.RAJAMANICKAM

CRL.O.P.(MD)No.2451 of 2018

WEB COPY

Manikandan

... Petitioner

-Vs-

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

2. The Inspector of Police,
Karaikudi North Police Station,
Sivagangai District.

... Respondents

PRAYER: Criminal Original petition is filed under Section 482 of Criminal Procedure Code, praying to direct the second respondent to register a case on the basis of the complaint dated 20.01.2018.

For Petitioner : Mr.T.Lenin Kumar

For Respondents : Mr.Prabu Ramachandran

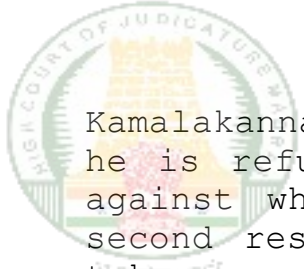
Government Advocate (Crl.Side)

O R D E R

This petition has been filed to direct the second respondent to register a case based on the petitioner's complaint dated 20.01.2018.

2. Heard the learned counsel appearing for the petitioner and the Government Advocate (Crl.Side) appearing on behalf of the respondents.

3. The learned counsel for the petitioner has submitted that the petitioner has purchased a lorry bearing registration no. TN04 E 3009 on 11.09.2017 from one Babu. He further submitted that the petitioner has entrusted the lorry to his driver and the driver has used the said lorry for transporting sand and hence the Aranthangi police has seized the said lorry and produced before the RDO, Aranthangi. When the petitioner came to know about the fact, he tried to get back the lorry from the RDO. At that time, one Kamalakannan approached the petitioner and stated that if the petitioner paid Rs.40,000/-, he will make arrangements for getting back the vehicle from the RDO. He further submitted that believing his words, the petitioner has paid Rs.40,000/- to him. Subsequently, the petitioner came to know that the said



Kamalakaran has got name transfer of the vehicle in his name and he is refusing to return back the vehicle and also the amount, against which the petitioner has lodged a complaint before the second respondent on 20.01.2018, but so far no action has been taken.

4. The learned Government Advocate (Crl.Side) has submitted that after receipt of the said complaint, CSR No.20 of 2018 was issued and after enquiry, the said complaint was closed on 20.01.2018 as the dispute is relating to money transaction.

5. Recording the aforesaid submissions, this criminal original petition is disposed of. It is open to the petitioner to avail any other remedy which is available under law.

Sd/-

Assistant Registrar(CS-II)

/True Copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,
Sivagangai District,
Sivagangai.
2. The Inspector of Police,
Karaikudi North Police Station,
Sivagangai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1cc to Mr.T.Lenin Kumar, Advocate Sr.No.52701

PNN

VB/JC/SAR2/22.03.2018/2P/5C

CRL.O.P. (MD) No.2451 of 2018
02.03.2018