



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.03.2018

CORAM

WEB COPY

THE HON'BLE MR.JUSTICE **P.RAJAMANICKAM**

Cr1.O.P.(MD) No.2975 of 2018

A.Sivalingam

... Petitioner

-Vs-

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

2.The Inspector of Police,
Thirumangalam Police Station,
Thirumangalam,
Madurai District.

3.Udhayakumar

4.Rajeshwari

5.Dhanam

... Respondents

Prayer: Criminal Original petition filed under Section 482 of Code of Criminal Procedure, to direct the second respondent to register the case against the respondents 3 to 5 based upon complaint lodged by the petitioner dated 08.01.2018.

For Petitioner : S.Sivaprakash

For Respondents : Mr.Prabu Ramachandran
Government Advocate (for R1 & R2)

O R D E R

This Criminal Original Petition has been filed to direct the second respondent to register a case based on the complaint given by the petitioner dated 08.01.2018.

2.The learned counsel for the petitioner has submitted that in respect of the property, which is situated at Urappanoor Village, Thirumangalam Taluk, Madurai District, the petitioner has filed a suit for partition in O.S.No.496 of 2010 on the file of the Sub-Court, Thirumangalam and the same is still pending. He further submitted that the fact remains so, on 27.12.2017 the proposed



accused persons trespassed into the aforesaid property and cut trees worth about Rs.30,000/- and hence, the petitioner has lodged a complaint on 08.01.2018, but sofar, no action has been taken.

3.The learned Government Advocate(Crl.side) has submitted that after receipt of the complaint, investigation has been conducted and the same was closed on 23.02.2018 as the dispute is civil in nature.

4.Recording the aforesaid submission, this petition is disposed of. It is open to the petitioner to avail any other remedy which is available under the law.

Sd/-

Assistant Registrar(RTI)

/True Copy/

Sub Assistant Registrar

rmk

To

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

2.The Inspector of Police,
Thirumangalam Police Station,
Thirumangalam,
Madurai District.

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC TO Mr. S.Siva Prakash , Advocate, Sr.No. 55018

JAM/27/03/2018/ CM-VR / SAR 1/ 2p-5c

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