



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.06.2018

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THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR

W.P. (MD) No.6626 of 2018

and

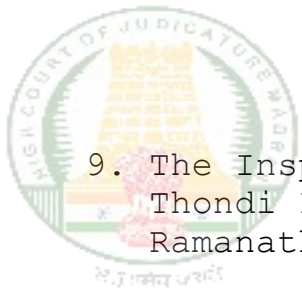
W.M.P. (MD) No.6424 of 2018

P.Nagavel

... Petitioner

Vs.

1. The State of Tamil Nadu,
Rep. By its Secretary to Government,
Home Department, Fort. St. George,
Secretariat, Chennai-9.
2. The Director General of Police,
Police Head Quarters,
Mylapore, Chennai-4.
3. The Inspector General of Police,
State Crime records Bureau (SCRB),
Crime and Criminal Tracking Network & System
Santhome High Road,
Raja Annamalaipuram,
Chennai-600 028.
4. The Additional Director General of Police,
Tamil Nadu Police Department,
Mylapore, Chennai-4.
5. The Inspector of Police,
South Zone, Madurai.
6. The Deputy Inspector General of Police,
Ramanathapuram Range,
Ramanathapuram District.
7. The Superintendent of Police,
Ramanathapuram,
Ramanathapuram District.
8. The Deputy Superintendent of Police,
Ramanathapuram District.



9. The Inspector of Police,
Thondi Police Station, Thondi,
Ramanathapuram District.

10. Kottudurai
11. Balu
12. Murugesan
13. Arumugam
14. Sandru @ Ganesan
15. Nagarasu
16. Panjacharam
17. Thirunavukarasu
18. Dharmaraj
19. Sakthi
20. Nataraja
21. Muneeswaran
22. Nallamuthu
23. Nandhu
24. Santhanaraj
25. Maniraj
26. Muthukumar @ Annamalai
27. Chinnamani
28. Neelakandan
29. Kannan @ Singaravelan
30. Mukesh
31. Thaipasam
32. Kutty @ Vimalaraj
33. Kanniah

...Respondents

Writ petition filed under Article 226 of the Constitution of India, to issue a writ of Mandamus, to direct the respondents 1 to 8 herein to issue suitable direction to the 9th respondent to verify the genuineness and truthfulness of the complaints given by the private respondents 10 to 33 herein against the petitioner herein before being processed the same in the manner known to law and in accordance with law.

For Petitioner : Mr.A.Saravanan

For R1 to R9 : Mr.P.Kannidevan
Additional Government Pleader

For RR10, 12 to 14,
16, 17, 22, 23,
31 and 33 : Mr.K.Veilmuthu

For RR15, 18 to 21,
24 to 30 and 32 : Mr.N.Sudhakar Nagaraj

O R D E R

This Writ Petition has been filed seeking a direction to the respondents herein to issue suitable direction to the 9th respondent to verify the genuineness and truthfulness of the complaints given by the private respondents 10 to 33 herein against the petitioner herein.

2. Heard the learned counsel appearing for the petitioner and the learned Additional Government Pleader appearing for the official respondents and the learned counsel appearing for the private respondents.

3. According to the petitioner, the petitioner made a detailed representation to the respondents 1, 2, 4 to 6 and 8 on 18.03.2018 to issue a suitable directions to the 9th respondent not to register the false complaint against the petitioner based on the complaint given by the private respondents 10 to 33. No action has been taken so far on the above said representation of the petitioner. Hence the petitioner filed this present writ petition before this Court.

4. When the matter was taken up, earlier, this Court directs the respondents to file counter affidavit. Today, counter affidavit has been filed. In the counter affidavit filed by the respondents, in paragraph No.5, it is held as follows:-

"5. I respectfully submit that meanwhile, the respondents filed a writ petition before the Hon'ble Court in W.P.(MD)No.22002 of 2017 and the same was dismissed on 20.02.2018. In this situation, on 19.03.2018 this petitioner sent his representation to transfer the case from the hands of me to any other Investigating Agency and take appropriate action against the 9th respondent police officials. The investigation in case in Crime No.23/2018 is going on. The defacto complainant in this case is admitted in the Government Hospital, Thiruvadanai. After received the intimation from the hospital, the Sub-Inspector went to the hospital and received the complaint from the defacto complainant. The complaint discloses the prima-facie case against this petitioner. So, it is clear that there is no intention to register the false case against the petitioner. Further, there is no dispute between the investigating officer and the petitioner. The investigation is properly going on and the final report will be filed as early as possible without any bias. Hence, the petition is liable to be dismissed."

5. In view of the above statement made in the counter affidavit by the respondents herein, this writ petition deserves to be dismissed, since the prayer sought for by the petitioner is only to verify the genuineness and the truthfulness



of the complaint given by the private respondents herein against the petitioner.

6. Accordingly, this Writ Petition is dismissed. No costs. Consequently, connected Miscellaneous Petition is also closed.

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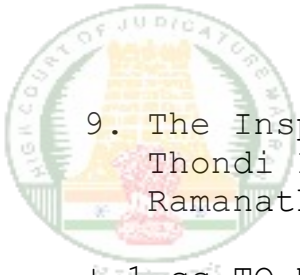
Sd/-
Assistant Registrar(CO)

/True Copy/

Sub Assistant Registrar

To

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Home Department, Fort. St. George,
Secretariat, Chennai-9.
2. The Director General of Police,
Police Head Quarters,
Mylapore, Chennai-4.
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9. The Inspector of Police,
Thondi Police Station, Thondi,
Ramanathapuram District.

+1 cc TO Mr.S.Muthukumar , Advocate in SR No. 69435

+1 cc TO The Special Government Pleader in SR No. 69571

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AE/SKN RSK/SAR4/02.07.2018/5P/12C

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