



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 11.06.2018

CORAM

WEB COPY

THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR

CRL.O.P. (MD) No.13651 of 2017

K.Sekhar

: Petitioner/Complainant

Vs.

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

2.The Inspector of Police,
Appan Tirupathi Police Station,
Madurai District.

3.K.Rekha

: Respondents

[R3 impleaded as per order of this Court
made in CrI.M.P.(MD).No.10274 of 2017 in
CrI.O.P.(MD).No.13651/2017 dated
16.11.2017 by SSSRJ]

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., praying to direct the 2nd respondent police to register a case against the proposed accused on the basis of the complaint dated 22.06.2017.

For Petitioner : Mr.T.K.Gopalan

For Respondents 1&2 : Mr.R.Chandrasekaran

Additional Public Prosecutor

For Respondent No.3 : Mr.P.Venkatesan

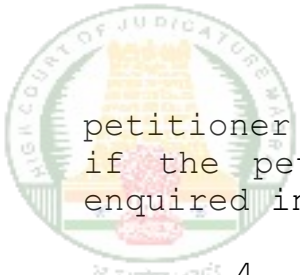
ORDER

This petition is filed seeking a direction to the 2nd respondent police to register a case against the proposed accused on the basis of the complaint dated 22.06.2017.

2. Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondents 1 &2.

<https://hcservices.ecourts.gov.in/hcservices/>

3. When the matter is taken up for hearing, the learned Additional Public Prosecutor on instructions, would submit that the



petitioner was not cooperated for enquiry. He further submitted that if the petitioner cooperates for enquiry, the complaint will be enquired in accordance with law.

4. The learned counsel for the third respondent submitted that in the said enquiry, an opportunity may be given to the third respondent.

5. In view of the submissions made by the parties, the petitioner is directed to appear for enquiry immediately after receipt of summons from the respondent police, if not turned up, the respondent police will proceed further in accordance with law. Further, the respondent police is directed to conduct the enquiry after providing necessary opportunities to the parties concerned including the third respondent. During the time of enquiry, if any cognizable offence is made out, the respondent police shall register the complaint in accordance with law.

6. With the above direction, this Criminal Original Petition is disposed of.

Sd/-
Assistant Registrar (CS-III)

/True Copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,
Madurai Rural District,
Madurai.
2. The Inspector of Police,
Appan Tirupathi Police Station,
Madurai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+ 1 CC TO Mr.P.VENKATESAN, ADVOCATE IN SR No. 67979

PJL

TE/JC/SAR-3 : 21/06/2018 : 2P/5C

CRL.O.P. (MD) No.13651 of 2017

11.06.2018