

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.09.2019

CORAM

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.No.21224 of 2019

Shanthi

...Petitioner

Vs.

1.The Director General of Police,
Law and Order,
Tamil Nadu Circle,
Mylapore,
Chennai 600 004.

2.The Commissioner of Police,
Greater Chennai,
Vepery,
Chennai 600 007.

3.Jayachandran
The Inspector of Police,
Mangadu Police Station,
Kancheepuram District.

4.Padmavathi

5.Santhakumar

...Respondents

[R4 and R5 are impleaded vide
order dated 25.07.2019, made
in W.M.P.No.21289 of 2019
in W.P.No.21224 of 2019]

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, directing the first and second respondents to consider the representation of the petitioner dated 27.06.2019 by hold enquiry in the act of the third respondent and remove the tresspassers from the house at No.157/A, Sathiyamarayanapuram Main Road, Mathanandapuram, Moulivakkam, Chennai-600 125 and to provide police protection to the petitioner to live in her house to secure the ends of justice.

For Petitioner : Mr.R.Sankarasubbu

For R1 & R2 : Mr.C.Iyyapparaj

Additional Public Prosecutor

For R3 to R5 : No appearance

ORDER

The limited prayer sought for in the present writ petition is for a direction to the respondents 1 and 2 is to consider the petitioner's representation dated 27.06.2019 for holding an enquiry against the third respondent in the matter pertaining to removal of trespassers from the property at Plot No.157-A, Sathiyarayanapuram Main Road, Mathanandapuram, Moulivakkam, Chennai-600125.

2. Since the complaint is as against the third respondent herein, who is the Inspector of Police attached to Mangadu Police Station, the enquiry by the first and second respondents herein may not be proper. Nevertheless, considering the limited prayer sought by the petitioner's representation dated 27.06.2019, on its own merits and in accordance with law and pass appropriate orders, as expeditiously as possible. It is made clear that this Court has not expressed any opinion on the merits of the averments made in the representation of the petitioner herein. While disposing of such representation, the second respondent shall, as he deems fit, call for the objections from the respondents 4 and 5 herein also. The second respondent is directed to pass such orders, within a period of twelve weeks from the date of receipt of a copy of this order.

3. With the above observation and direction, this Criminal Original Petition is disposed of accordingly.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The Director General of Police,
Law and Order, Tamil Nadu Circle,
Mylapore, Chennai 600 004.
2. The Commissioner of Police,
Greater Chennai, Vepery, Chennai 600 007.

3. The Public Prosecutor, High Court, Madras.

+1 cc to M/s.R.Shankarasubbu, Advocate Sr.No. 81414

AKM/01.11.19/2P-5C /

W.P.No.21224 of 2019