



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 27.03.2019

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THE HONOURABLE MR.JUSTICE N.SESHASAYEE

W.P. (MD) No.7273 of 2019

K.A.Karuppiah

... Petitioner

Vs.

1.The District Collector,
Sivagangai District,
Sivagangai.

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

3.The Regional Manager,
The Tamil Nadu Industrial Investment Corporation Limited,
Annanagar, Madurai-625 020.

4.The Branch Manager,
The Tamil Nadu Industrial Investment Corporation Limited,
SPK Corporate Center II Floor,
45, Shanmugaraja Road, Karaikudi-630 002.

5.Sampath,
Loan-In-charge,
The Tamil Nadu Industrial Investment Corporation Limited,
SPK Corporate Center II Floor,
45, Shanmugaraja Road, Karaikudi-630 002.

... Respondents

PRAYER:- Petition filed under Article 226 of the Constitution of India seeking a Writ of Mandamus, directing the second respondent to enquire into the petitioner's representation dated 02.06.2018 and to take appropriate action against the fourth and fifth respondents who unlawfully entered into the petitioner's company taken away things worth of Rs.13,83,500/- and hand over the same to the petitioner.

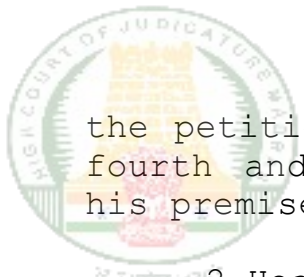
For Petitioner : Mr.M.Sankar

For Respondents : Mrs.S.Bharathi

Government Advocate

ORDER

The petitioner seeks an issuance of a Writ of Mandamus to direct the second respondent to enquire on the representation of



the petitioner dated 02.06.2018, wherein, he had alleged that the fourth and fifth respondents herein had unlawfully entered into his premises and removed the articles worth Rs.13,83,500/-.

2. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl. side) appearing for the respondents.

3. If the petitioner is aggrieved that his complaint to the Police to register a criminal case has not borne fruits, then, as per the judgment of the Division Bench of this Court reported in **2018-2-L.W. (Crl.) 489- (G.Prabakaran Vs. The Superintendent of Police, Thanjavur District and another)**, the petitioner has to approach only the Superintendent of Police, or the Jurisdictional Magistrate, with a complaint under Section 190 Cr.P.C.

4. In view of the above, the Writ Petition is not maintainable and the same stands closed accordingly. No costs.

Sd/-

Assistant Registrar (W)

// True Copy //

Sub Assistant Registrar (CS)

To

1. The District Collector,
Sivagangai District,
Sivagangai.

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

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Annanagar, Madurai-625 020.

4. The Branch Manager,
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SPK Corporate Center II Floor,
45, Shanmugaraja Road, Karaikudi-630 002.

+1 CC to M/s.K.SIVABALAN, Advocate (SR-59416[F] dated
05/04/2019)
TSG

Order made in
W.P. (MD) No. 7273 of 2019
27.03.2019