

THE HON'BLE SRI JUSTICE T.VINOD KUMAR

WRIT PETITION No.22094 of 2019

ORDER:

The relief sought in the writ petition is to declare the action of the fifth respondent in not registering the crime on the basis of the complaint, dated 08.09.2019, lodged by the petitioner, as illegal, arbitrary and unconstitutional.

Heard learned counsel for the petitioner and learned Assistant Government Pleader for Home.

Learned Assistant Government Pleader for Home, on written instructions, dated 14.10.2019, which is placed on record, would submit that based on the complaint made by the petitioner on 08.09.2019, a GD entry was made and since the allegations made by the petitioner therein are non-cognizable in nature, the fifth respondent addressed a letter to the learned Judicial First Class Magistrate (Special Mobile Court), Kollapur, to accord permission to investigate the case under Sections 504 and 506 read with Section 34 IPC. It is also stated that after obtaining permission from the learned Magistrate, action will be taken as per law. In support thereof, learned Assistant Government Pleader also enclosed a copy of the miscellaneous petition filed before the learned Judicial First Class Magistrate, Kollapur, along with written instructions.

In view of the above, since the fifth respondent has already taken appropriate action on the complaint of the petitioner by seeking permission from the learned Judicial First Class Magistrate (Special Mobile Court), Kollapur, no further orders are required to be passed for registering the complaint.

Accordingly, the writ petition is closed. Pending miscellaneous petitions, if any, shall also stand closed. No order as to costs.

JUSTICE T.VINOD KUMAR

Date:11.11.2019

GJ

