

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 11.02.2020

Coram:

The Honourable Mr. Justice P.RAJAMANICKAM

Crl.O.P.No.1730 of 2020

K.Richard ... Petitioner

Versus

State Rep.by
The Inspector of Police,
K-9, Thiru.Vi.Ka.Nagar Police Station,
Chennai -600 011. ... Respondent

PRAYER: Criminal Original Petition filed under Section 482 of the Criminal Procedure Code to direct the second respondent to take action against accused person Nancy and to investigate the same in accordance with law.

For Petitioner : Mr.S.Pushpakaran

For Respondent : Mr.M.Mohamed Riyaz
Additional Public Prosecutor

ORDER

This petition has been filed to direct the second respondent to take action against accused person Nancy and to investigate the same in accordance with law.

2. The learned Additional Public Prosecutor has submitted that after preliminary enquiry, the petitioner's complaint was closed on 10.02.2020.

3. The learned counsel for the petitioner has submitted that so far the petitioner has not received any intimation with regard to the closure of the complaint.

4. In G.Prabakaran Vs. The Superintendent of Police, Thanjavur in (Crl.O.P.(MD)No.13681 of 2018 batch) a Division Bench of this Court has held that once a complaint is closed by the SHO, the informant cannot invoke Section 482 of Cr.P.C., as the remedy lies elsewhere.

5. The respondent is directed to send intimation to the petitioner with regard to the closure of the complaint within 7 days from the date of receipt of a copy of this order. It is open to the petitioner to avail any other remedy which is available under law.

6. With the aforesaid directions, this Criminal Original Petition is disposed of.

Sd/-
Assistant Registrar(J)

//True copy//

Sub Assistant Registrar

Vv

To

1. The Inspector of Police,
K-9, Thiru.Vi.Ka.Nagar Police Station,
Chennai -600 011.

2.The Public Prosecutor,
High Court, Madras.

Cr1.O.P.No.1730 of 2020

GMV (22/05/2020)