

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:21.08.2020

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

W.P.No.11312 of 2020

and W.M.P.Nos.13789 & 13788 of 2020

1.N.Kanjamalai
2.Vasantha Ruban ... Petitioners

Vs

1.The Sub-Inspector,
Elevansurkuttai Police Station,
Elavansur,
Tamil Nadu - 607 2020.
2.The Superintendent of Police,
Villupuram,
Collector Office Rd, Moovendar Nagar,
Villupuram, Tamil Nadu - 605 602.
3.The Deputy Superintendent of Police,
Ulundurpet - 606 107. ... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, to restrain the respondents from interfering with the petitioner's construction activities in the petitioner's property and consequently direct the respondents to take appropriate action based on the FIR bearing Crime No.42 of 2020 on the file of 3rd respondent.

For Petitioners : Mr.B.Deepak Narayanan

For Respondents : Mr.S.Karthikeyan
Additional Public Prosecutor

O R D E R

This petition has been filed for direction to restrain the respondents from interfering with the petitioner's construction activities in his property and consequently direct the respondents to take appropriate action based on the FIR bearing Crime No.42 of 2020 on the file of 3rd respondent.

2.The learned Additional Public Prosecutor submitted that on the complaint lodged by the petitioner initially he issued CSR and subsequently he registered the case in Crime No.42 of 2020 for the offences punishable under Sections 294 (b), 447 and 506 (1) of IPC as against two accused persons namely Desingu and one Kumar. The investigation is pending. In so far as the allegations as contended by the writ petitioners, there is absolutely no interference by respondent police on the construction put up by the petitioners herein. He further submitted that even till today no complaint is received as against the petitioners and as such the respondent police never interfered with the petitioner's construction in his property.

3.Recorded the said submission, the Writ Petition is closed. No costs. Consequently, connected Criminal Miscellaneous Petitions are closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

gbi
To

- 1.The Sub-Inspector,
Elavansurkuttai Police Station,
Elavansur,
Tamil Nadu - 607 2020.
- 2.The Superintendent of Police,
Villupuram,
Collector Office Rd, Moovendar Nagar,
Villupuram, Tamil Nadu - 605 602.
- 3.The Deputy Superintendent of Police,
Ulundurpet - 606 107.
- 4.The Public Prosecutor,
High Court, Madras.

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SSI (CO)
RMP (03/09/2020)