

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.09.2020

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CrI.O.P.No.13881 of 2020

Irfan (M/21)

S/o.Mohamed Rafee

No.10/624, Sector D, 7th Street

Anna Nagar West Extension

Ambattur, Chennai-600 101.

... Petitioner

Vs

1. The Commissioner of Police

Chennai City

Veppery

Chennai-600 007.

2. The Inspector of Police

T-3, Korattur Police Station

E Ave Rd, TNHB Colony

TVS Industries

Korattur, Chennai-600 080.

... Respondents

Prayer:Criminal Original Petition filed under Section 482 Cr.P.C. to direct the 2nd respondent to register the FIR on the written complaint of the petitioner dated 09.03.2020.

For Petitioner : Mr.I.Abdul Basith

For Respondents: Mr.S.Karthikeyan

Additional Public Prosecutor.

ORDER

This Criminal Original Petition has been filed seeking a direction to the 2nd respondent to register the FIR on the written complaint of the petitioner dated 09.03.2020.

2. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor for the respondents.

3. The learned counsel for the petitioner would submit that the petitioner was attacked by his wife, due to which he sustained head injuries and admitted in the hospital for treatment. In fact, a statement was recorded by the second

respondent, while he was admitted in the hospital for treatment. Even thereafter, the second respondent has not registered any FIR as against the accused.

4. The learned Additional Public Prosecutor submitted that on receipt of the complaint, enquiry is pending and since the dispute is between the husband and wife, the second respondent has not registered any FIR as against the accused person.

5. Considering the submission made by the learned Additional Public Prosecutor, the second respondent is directed to conduct an enquiry on the statement recorded from the petitioner and if any cognizable offence is made out, the second respondent is directed to register a case and proceed in accordance with law.

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

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

uma

1. The Commissioner of Police
Chennai City
Veppery
Chennai-600 007.
2. The Inspector of Police
T-3, Korattur Police Station
E Ave Rd, TNHB Colony
TVS Industries
Korattur, Chennai-600 080.
3. The Public Prosecutor
High Court, Madras.

WEB COPY

Crl.O.P.No.13881 of 2020

AJS (CO)
RMP (06/11/2020)