

IN THE HIGH COURT OF JUDICATURE AT MADRAS

RESERVED ON : 07.12.2020

PRONOUNCED ON : 16.12.2020

CORAM:

THE HON'BLE MR.JUSTICE P.N.PRAKASH

Cr1.O.P. No. 19259 of 2020

G.P.S.Karthick

Petitioner

vs.

1 The Director Vigilance and Anti-Corruption
No.293, MKN Road
Alandur
Chennai 600 016

2 The Deputy Superintendent of Police
Vigilance and Anti-Corruption
No.45/1, Asha Nagar
2nd Avenue, 40 Feet Road
Gandhi Nagar Post
Thirupur 641 603

Respondents

Criminal Original Petition filed under Section 482 Cr.P.C.
seeking to direct the respondent to register a case based on the
complaint dated 08.10.2020 given by the petitioner.

For petitione
For respondents

Mr. K. Thenrajan
Mrs. P. Kritika Kamal
Govt. Advocate (Cr1. Side)

ORDER

This criminal original petition has been filed seeking a
direction to the respondent to register a case based on the
petitioner's complaint dated 08.10.2020.

2 It is the case of the petitioner that he is an office
bearer of a political party by name "Gandhi Makkal Katchi" and
that he gave a complaint dated 08.10.2020 to the respondents 1
and 3 against one Ragothaman, District Treasury Officer and has
thereafter, preferred the present criminal original petition
invoking Section 482 Cr.P.C. seeking a direction as stated above.

3 This Court carefully perused the petitioner's complaint dated 08.10.2020. In that complaint, the petitioner has made sweeping allegations against Ragothaman, District Treasury Officer, stating that the latter had spent a sum of Rs.50 lakhs for his son's wedding on 06.12.2019. The complaint also alleges that the said officer is demanding bribes from stamp vendors and others. It is not the case of the petitioner that the said officer had demanded bribe from him. In Secretary, Minor Irrigation Vs. Sahngoo Ram Arya¹, the Supreme Court has clearly held that a police investigation cannot be initiated to find out whether a person has committed an offence or not as that would amount to violation of right to life guaranteed under Article 21 of the Constitution of India of that person. In the opinion of this Court, the petitioner is a busybody and is attempting to wreak vengeance on the said Ragothaman with an ulterior motive.

In the result, this criminal original petition is dismissed as being devoid of merits, with costs of Rs.50,000/- payable to the Chief Minister's Public Relief Fund, within a period of two weeks from the date of receipt of a copy of this order, failing which, the amount can be recovered from the petitioner under the Revenue Recovery Act.

Sd/-

Assistant Registrar(CJ CONF)

//True Copy//

Sub Assistant Registrar

cad

To

- 1 The District Collector
Tiruppur District
- 2 The Director Vigilance and Anti-Corruption
No.293, MKN Road
Alandur
Chennai 600 016
- 3 The Deputy Superintendent of Police
Vigilance and Anti-Corruption
No.45/1, Asha Nagar
2nd Avenue, 40 Feet Road
Gandhi Nagar Post
Thirupur 641 603

4 The Public Prosecutor
Madras High Court
Chennai 600 104

5. The Revenue Recovery Officer,
Tiruppur.

+1cc to M/s.K.Thenrajan, Advocate, S.R.No.39386

Cr1.O.P. No. 19259 of 2020

RP (CO)
KKV/06/01/2021



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