



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:13.03.2020

CORAM:

THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN

W.P. (MD)No.12375 of 2016

N.Ahamed Faiz

... Petitioner

vs.

1.The Superintendent of Police,
Ramanathapuram District, Ramanathapuram.

2.The Deputy Superintendent of Police,
Thiruvadanai, Ramanathapuram District.

3.The Inspector of Police,
Thondi Police Station,
Thondi, Ramanathapuram District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to remove the petitioner's name from the rowdy list maintained by the third respondent, based on the petitioner representation, dated 16.02.2011 and 04.07.2016, respectively, within stipulated time fixed by this Court.

For Petitioner : Mr.S.Muthukumar

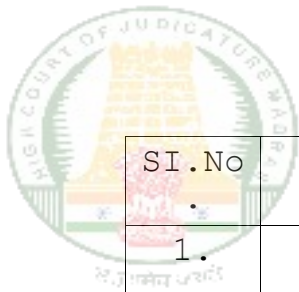
For Respondents : Mr.K.Suyambulinga Bharathi
Government Advocate (Crl. side)

ORDER

The petitioner herein who belongs to political party has been included in the history sheeter list maintained by the third respondent police. Submitting that due to his political activities he has been shown as history sheeter, the present writ petition is filed seeking mandamus to remove his name from the rowdy list. A representation was given by the petitioner on 04.07.2016 to that effect.

2.The counter filed by the respondents indicates that the petitioner has involved in the following cases:-

<https://hcservices.ecourts.gov.in/hcservices/>



SI.No	Crime No.	Offences under Section	Result/Stage
1.	22/2007	294(b), 324, 506(ii) IPC	Acquittal on 13.06.2009
2.	106/2008	294(b), 324, 506(ii) IPC	Covincted on 06.08.2010
3.	131/2012	294(b), 324, 506(ii) IPC	Acquittal on 25.06.2012
4.	151/2012	41(ii) @ 109 Cr.P.C	Convicted on 25.06.2019
5.	145/2015	294(b), 324, 506(ii) IPC	Not taken on file
6.	131/2010	147, 148, 323, 324, 188, 307, 506(ii) IPC	C.C.No.95/2017, pending trial
7.	133/2010	147, 148, 323, 324, 506(ii) IPC	C.C.No.32/2017, pending trial

3. Therefore, due to the pendency of the cases against the petitioner and being under the adverse notice of the respondent police has also been included in the history sheet.

4. The learned Government Advocate (Crl. side) would submit that after 2015, the petitioner has not fallen under adverse notice of the respondent police. If it is so, the respondent police shall revisit the conduct of the petitioner herein and pass appropriate order regarding removal of his name from the history sheet. The petitioner shall also give a fresh representation to the first respondent/Superintendent of Police and on receipt of the such representation, the first respondent is directed to consider the same and pass appropriate orders within a period of three months from the date of receipt of a copy of this order.

5. With the above directions, the writ petition stands disposed of. No costs.

Sd/-

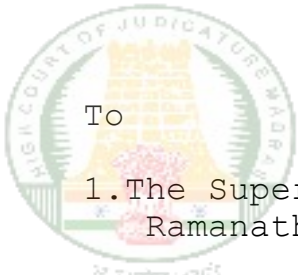
Assistant Registrar ()

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Sub Assistant Registrar(CS)

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To

- 1.The Superintendent of Police,
Ramanathapuram District, Ramanathapuram.
- 2.The Deputy Superintendent of Police,
Thiruvadanai, Ramanathapuram District.
- 3.The Inspector of Police,
Thondi Police Station,
Thondi, Ramanathapuram District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

W.P. (MD) No.12375 of 2016

Dated: 13.03.2020

PU(08/05/2020) 3P 5C