

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 03.02.2021

CORAM

THE HONOURABLE Mr.JUSTICE N. ANAND VENKATESH

Crl.O.P.No.1584 of 2021

I.Sobha Rani

.. Petitioner

Vs.

The Inspector of Police,  
Guduvancheri Police Station,  
Kancheepuram District.

.. Respondent

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, directing the respondent to register the complaint dated 05.12.2019 vide CSR No.3228 of 2019, dated 20.12.2019.

For Petitioner : Mr.S.Vijayakumar

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

O R D E R

This petition has been filed to direct the second respondent Police to register a case based on the petitioner's complaint dated 05.12.2019 vide CSR No.3228 of 2019, pending on the file of the respondent Police.

2. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing on behalf of the respondent.

3. This petition is not maintainable, in view of the Order passed by a Division Bench of this Court in G.Prabhakaran v. The Superintendent of Police, Thanjavur reported in (2018) 2 LW CrI 489. The Hon'ble Supreme Court in its latest judgment rendered by a three Judge Bench in M. Subramaniam v. S. Janaki reported in (2020) 5 CTC 464, after relying upon Sakiri Vasu Case, has categorically held that the High Court cannot issue any direction for registration of FIR in exercise of its jurisdiction under Section 482 of Cr.P.C. The Hon'ble Supreme Court held that the informant has to necessarily avail of the alternative remedy provided under Section 154 (3) of Cr.P.C., and Section 156 (3) of Cr.P.C. Liberty is given to the petitioner to workout her remedy as per the directions issued

by the Division Bench in the order referred supra.

4. This Criminal Original Petition is disposed of accordingly.

Sd/-  
Assistant Registrar

//True Copy//

Sub Assistant Registrar

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To

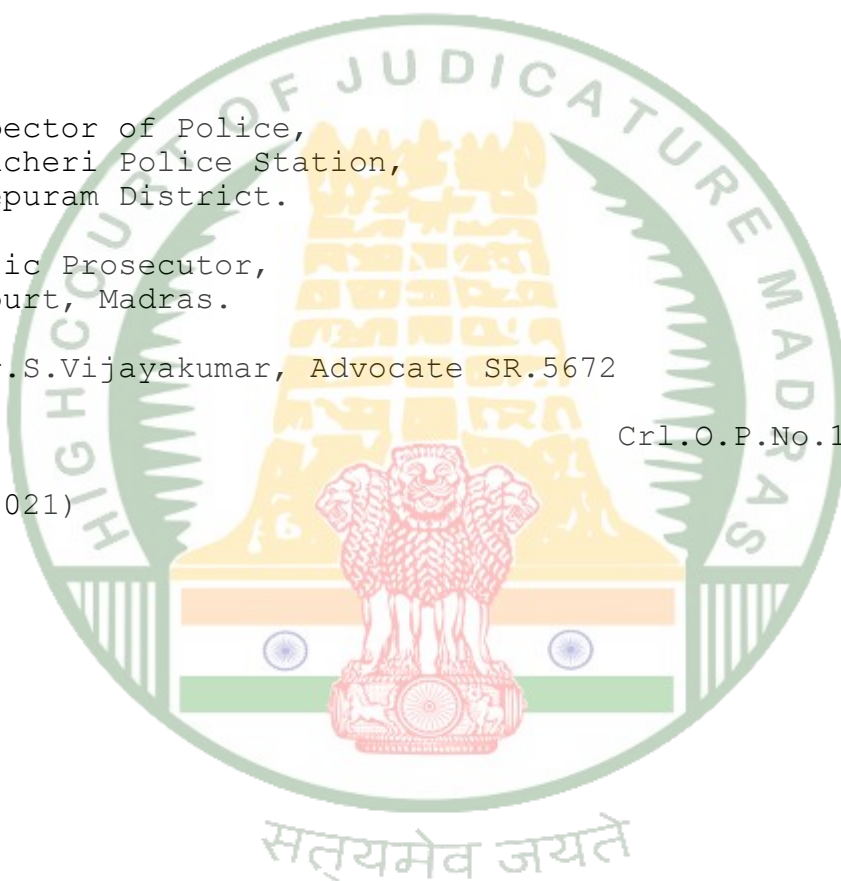
1.The Inspector of Police,  
Guduvancheri Police Station,  
Kancheepuram District.

2.The Public Prosecutor,  
High Court, Madras.

+1cc to Mr.S.Vijayakumar, Advocate SR.5672

CrI.O.P.No.1584 of 2021

AK II(CO)  
CB(26/02/2021)



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