

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.03.2021

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

WP No. 4631 of 2021

Nagaraj

... Petitioner

vs.

1. The Superintendent of Police,
Thiruvallur,
Thiruvallur District.
2. The Deputy Superintendent of Police,
Thiruvallur,
Thiruvallur District.
3. The Inspector of Police,
Sevvapet Police Station,
Thiruvallur District.

... Respondents

Prayer:- Writ petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents to delete the name of the petitioner from the History Sheet list maintained by the third respondent Police Station as HS No.2 of 2003.

For Petitioner : Mr.R.Sasikumar

For Respondents : Mr.C.Raghavan
Government Advocate

O R D E R

This Writ Petition has been filed for the issue of a Writ of Mandamus directing the respondent to remove the name of the petitioner from the History Sheet maintained by the third respondent in HS No.2 of 2003.

2. The case of the petitioner is that the third respondent registered an FIR in Crime No.45 of 2003 for an offence punishable under Sections 147, 148, 294(b), 353 r/w 34 of IPC. The further case of the petitioner is that the FIR was also subsequently closed as further action dropped. However in the

mean time the third respondent opened the History Sheet against the petitioner in HS No.2 of 2003.

3. The petitioner made a representation to the respondent Police on 16.02.2021 requesting for the removal of the name of the petitioner from the History Sheet. Since the same was not considered, the present Writ Petition has been filed before this Court.

4. Heard Mr.R.Sasikumar, learned counsel appearing for the petitioner and Mr.C.Raghavan, learned Government Advocate appearing for the respondents.

5. Taking into consideration the facts and circumstances of the case and the limited relief sought for in this Writ Petition, there shall be a direction to the third respondent to consider the representation made by the petitioner on 16.02.2020 and pass orders in accordance with the guidelines issued by this Court in Sabari Vs. The Assistant Commissioner of Police, Madurai City and Ors., reported in 2018 (4) MLJ Crl 585 and Thirumagan and Ors.Vs. The Superintendent of Police, Madurai District and Ors., reported in 2020 (2) LW Crl 266, within a period of four weeks from the date of receipt of a copy of this Order. The petitioner is directed to make a fresh representation to the third respondent along with a copy of this order.

6. The Writ Petition is disposed of with the above direction. No costs.

Sd/-
Assistant Registrar(CS IX)

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Sub Assistant Registrar

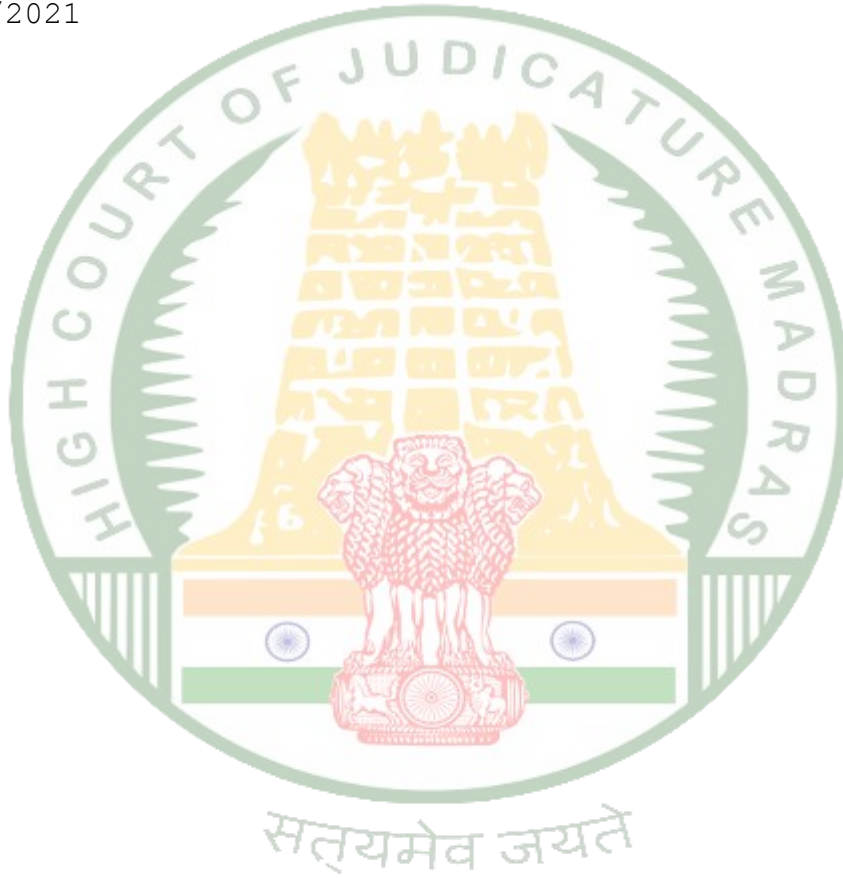
jv
To

1. The Superintendent of Police,
Thiruvallur,
Thiruvallur District.
2. The Deputy Superintendent of Police,
Thiruvallur,
Thiruvallur District.

3. The Inspector of Police,
Sevvapet Police Station,
Thiruvallur District.
4. The Public Prosecutor,
High Court of Madras, Chennai.

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srg 19/03/2021



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