

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 04.01.2021
CORAM
THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH
Crl.O.P.No.19872 of 2020

1 V.SUMATHI
2 K.PADMAVATHI
3 K.MUTHULAKSHMI
4 K.KARTHIKEYAN
5 M.ANUSUYA
6 V.VIJAYAKUMARI
7 S.ANURADHA
8 K.MOORTHY
9 A.PALANISAMY
10 D.AMSAVENI
11 S.RAMALAKSHMI
12 R.SENTHIL KUMAR
13 R.SHANTHI
14 S.INDIRA
15 P.MADHAMMAL
16 S.STELLA
17 M.CHELLASAMY
18 K.UMA MAHESWARI
19 R.ANGALEESWARI
20 R.KALPANA
21 V.MALATHI
22 C.ANITHA
23 M.MALIGA
24 R.MAHADEVI
25 R.BAGYALAKSHMI ... Petitioners

1 THE COMMISSIONER OF POLICE
COIMBATORE CITY
COIMBATORE.

2 THE INSPECTOR OF POLICE
ECONOMIC OFFENCES WING
OFFICE OF THE COMMISSIONER OF POLICE
COIMBATORE. ... Respondents

This Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure, to direct the 2nd respondent to forthwith register a case on the basis of the complaint of the Petitioners dated 05.11.2020 and to investigate the same and to file a final report.

For Petitioners : Mr.K.Selvaraj
For Respondents : Mr.M.Mohamed Riyaz
Additional Public Prosecutor

ORDER

This petition has been filed to direct the 2nd respondent to forthwith register a case on the basis of the complaint of the Petitioners dated 05.11.2020 and to investigate the same and to file a final report.

2. Heard the learned counsel for the petitioners and the learned Additional Public Prosecutor appearing on behalf of the respondents.

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 his remedy as per the directions issued by the Division Bench in the order referred supra.

4. This Criminal Original Petition is disposed of accordingly.

सत्यमेव जयते

Sd/-

Assistant Registrar

/true copy/

Sub Asst. Registrar

mra

To

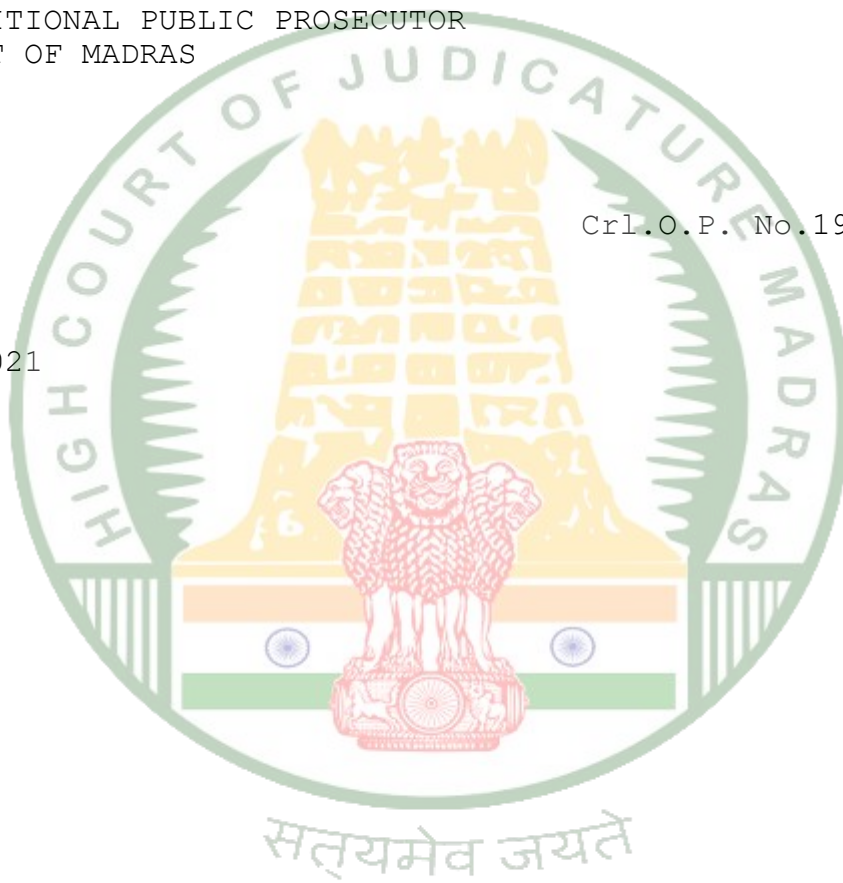
1 THE COMMISSIONER OF POLICE
COIMBATORE CITY
COIMBATORE.

2 THE INSPECTOR OF POLICE
ECONOMIC OFFENCES WING
OFFICE OF THE COMMISSIONER OF POLICE
COIMBATORE.

3. THE ADDITIONAL PUBLIC PROSECUTOR
HIGH COURT OF MADRAS
MADRAS.

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