



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.03.2021

CORAM:

THE HONOURABLE MRS.JUSTICE R. HEMALATHA

WP(MD)No.1688 of 2021

C.Apple @ Malayandi

... Petitioner

vs.

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

2.The Deputy Superintendent of Police,
Srivaikundam, Thoothukudi District.

3.The Inspector of Police,
Eral Police Station,
Thoothukudi District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue Writ of Mandamus, directing the second respondent to remove the petitioner's name from the History Sheet No.107 of 2012, which is being maintained by the third respondent's Police station by considering the petitioner's representation dated 20.01.2021.

For Petitioner : Mr.A.Oli Raj

For Respondents : Mr.S.Chandra Sekar,
Additional Public ProsecutorORDER

The present petition is filed by the petitioner seeking for a direction to the second respondent to remove his name from the History Sheet No.107 of 2012. The main grievance of the petitioner is that his representation dated 20.01.2021 has not been considered till date.

2.Mr.S.Chandra Sekar, learned Additional Public Prosecutor who accepts notice for the respondents, on instructions, would contend that the representation submitted by the petitioner is pending for consideration.

3.In the circumstances, the Deputy Superintendant of Police, Srivaikundam, Thoothukudi District is directed to dispose of the representation submitted by the petitioner based on findings and on merits, within a period of two weeks from the date of receipt of a copy of this order/uploading of the order, keeping in mind the guidelines issued in the decisions in **Sabari @ Sabarigiri Vs. Assistant Commissioner of Police, Annanagar (L&O) Range, Madurai City, Madurai and Others** reported in **2018 4 MLJ (Cr1) 585** and **Thirumagan Vs. The Superintendant of Police, Madurai District**



reported in 2020 (2) LW (Cr1) - 266.

4. With the above observation, this writ petition is disposed of. No costs.

WEB COPY

Sd/-

Assistant Registrar (CSII)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

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

2. The Deputy Superintendent of Police,
Srivaikundam, Thoothukudi District.

3. The Inspector of Police,
Eral Police Station,
Thoothukudi District.

+1 CC to M/s.A.OLI RAJA, Advocate (SR-13031[F] dated 23/03/2021)

WP (MD) No.1688 of 2021
22.03.2021

SRK (CO)
KB(16.04.2021) 2P 5C