



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.03.2022

CORAM

WEB COPY

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No.5205 of 2022

M.Chandran

... Petitioner

Vs.

1.The Commissioner of Police,
Vepery, Chennai 600 007.

2.The Deputy Commissioner of Police,
Central Crime Branch,
Egmore, Chennai 600 008.

3.The State Rep. By
The Inspector of Police,
T4, Maduravoyal Police Station,
Maduravoyal, Chennai 600 095.

...Respondents

PRAYER: This Criminal Original Petition filed under Section 482 of Cr.P.C., to direct the respondents police to register the F.I.R. against the accused on the basis of the Petitioner's complaint dated 29.01.2022.

For Petitioner : Mr.R.Karunagaran

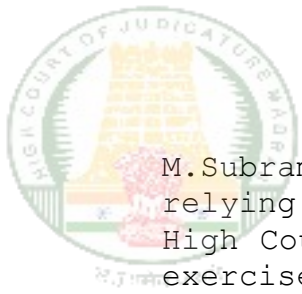
For Respondent : Mr.V.Meganathan
Government Advocate (Crl. Side)

O R D E R

This Criminal Original Petition has been filed seeking for a direction to the respondents police to register the F.I.R. against the accused on the basis of the Petitioner's complaint dated 29.01.2022.

2. Heard the both sides and perused the materials available on record.

3. This petition is not maintainable, in view of the Order passed by a Hon'ble Division Bench of this Court in G.Prabhakaran v. The Superintendent of Police, Thanjavur, reported in (2018) 2 LW Crl 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 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 Hon'ble Division Bench in the order referred supra.

4. This Criminal Original Petition is disposed of accordingly.

Sd/-

Assistant Registrar(CS-VIII)

//True Copy//

Sub Assistant Registrar

shk/sai

To

1.The Commissioner of Police,
Vepey,
Chennai 600 007.

2.The Deputy Commissioner of Police,
Central Crime Branch,
Egmore, Chennai 600 008.

3.The State Rep. By
The Inspector of Police,
T4, Maduravoyal Police Station,
Maduravoyal, Chennai 600 095.

4.The Public Prosecutor,
High Court of Madras.

+1cc to Mr.R.Karunakaran, Advocate SR.No.15937

Cr1.O.P.No.5205 of 2022

PMK(CO)
GN(22/03/2022)