



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.03.2022

CORAM

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No.6571 of 2022

1.G.Bhuvana Priya

2.Ramya Vinodhini

...Petitioners

Vs.

State rep by

1.The Commissioner of Police,
Office of Commissioner of Police,
Coimbatore.

2.The Inspector of Police,
DCB Crime Branch,
Coimbatore City, Coimbatore

...Respondents

PRAYER: This Criminal Original Petition filed under Section 482 of Cr.P.C., to direct the second respondent to inquire and register the case based on the complaint of the petitioners dated 16.01.2021 given to the respondents in person.

For Petitioners : Ms.S.Sumathy

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

O R D E R

The Criminal Original Petition has been filed seeking for a direction to the second respondent to inquire and register the case based on the complaint of the petitioners dated 16.01.2021 given to the respondents in person.

2. Heard the learned counsel for the petitioner and the learned Government Advocate (criminal side) 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's 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-IX)

// True Copy //

Sub Assistant Registrar

shk/sai

To

- 1.The Commissioner of Police,
Office of Commissioner of Police,
Coimbatore.
- 2.The Inspector of Police,
DCB Crime Branch,
Coimbatore City, Coimbatore
- 3.The Public Prosecutor,
High Court of Madras.

Cr1.O.P.No.6571 of 2022

EV(CO)
RVM(04/04/2022)