



WEB COPY



W.P. No. 22032 of 2016

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.07.2022

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

W.P. No. 22032 of 2016

B.Prabhavathy

... Petitioner

-VS-

1. The Director General of Police,
601, Dr. Radhakrishnan Salai,
Mylapore,
Chennai – 600 004.
2. The Superintendent of Police,
Krishnagiri,
Tamil Nadu – 635 115.
3. The Deputy Superintendent of Police,
Uthangarai Taluk,
Krishnagiri District.
4. The Inspector of Police,
Kallavi Police Station,
Uthangarai,
Krishnagiri District.
5. Mani,
Sub-Inspector of Police,
Bhavani Police Station.

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950,
praying to issue a Writ of Mandamus, directing the First to Fourth Respondents



W.P. No. 22032 of 2016

herein to initiate appropriate department action under service Rule against the Fifth Respondent for illegal threatening and harassing the Petitioner on the pretext of a false and fabricated complaint and for conducting kangaroo court inside police station.

For Petitioner : No appearance

For Respondents : Mr. V.Jeevagiridharan,
Additional Government Pleader
(for R1 to R4)

R4 (Not Ready in Notice)

ORDER

Heard Mr. V.Jeevagiridharan, Learned Additional Government Pleader appearing for the First to Fourth Respondents and perused the materials placed on record, apart from the pleadings of the parties.

2. There is no representation for the Petitioner when the matter is called at 10.40 a.m. today.

3. The Writ Petition has been filed for directing the First to Fourth Respondents to initiate appropriate departmental action against the Fifth Respondent under Service Rules for illegally threatening and harassing the Petitioner on the pretext of a false and fabricated complaint.



W.P. No. 22032 of 2016

WEB COPY

4. It has been stated in the Counter-Affidavit dated 20.12.2017 filed by the

Third Respondent as follows:-

“12.the Sub Inspector Mr. Mani has been transferred to Bhavani on 06.06.2016 on administrative grounds. There is no need to take departmental action against the Sub Inspector Mr. Mani since he enlightened all the Petitioner legal heirs of the disputed property of 20 acres are civil in nature case and further he enlightened to partition the each 3 acres with specific schedule area as per conditional recital of the registered partition deed in DOC No. 3853 of 2009. And further the said Mr. Mani enforced the same to the village head and elders of the villagers of Periyakamatchipatti village and made request to execute proper earmarking of schedule property to the each and every legal heir with help of surveyors and revenue officials and same may be duly registered before the competent sub register office. The unbiased enquiry and his advise to the Petitioner and other legal heirs not warranted any departmental enquiry against him.”



W.P. No. 22032 of 2016

In view of the aforesaid action taken, nothing remains for further consideration in

the matter.

In fine, the Writ Petition is disposed. No costs.

13.07.2022

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Index: Yes/No

Note: Issue order copy by 27.07.2022.

To

1. The Director General of Police,
601, Dr. Radhakrishnan Salai,
Mylapore,
Chennai – 600 004.
2. The Superintendent of Police,
Krishnagiri,
Tamil Nadu – 635 115.
3. The Deputy Superintendent of Police,
Uthangarai Taluk,
Krishnagiri District.
4. The Inspector of Police,
Kallavi Police Station,
Uthankarai,
Krishnagiri District.

Copy to

B.Prabhavathy,
W/o. Balasubramaniam,
Chinnakamatchipatty Village,
Thiruvannamalai Post, Krishnagiri District – 635 304.



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W.P. No. 22032 of 2016

P.D. AUDIKESAVALU, J.

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W.P. No. 22032 of 2016

13.07.2022