



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.04.2022

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH
AND
THE HONOURABLE MR.JUSTICE A.A.NAKKIRAN

W.P.NO.9167 OF 2022

T.Suganya

... Petitioner

Vs.

1. State of Tamil Nadu represented by
The Secretary to Government,
Home, Prohibition and Excise Department,
Fort St.George, Chennai - 600 009.
2. The Director General of Police,
Dr.Radhakrishnan Salai Road,
Mylapore, Chennai - 600 004.
3. The District Collector,
Kancheepuram District, Kancheepuram.
4. The Superintendent of Police,
Kancheepuram District, Kancheepuram.
5. The Deputy Superintendent of Police,
Kancheepuram District, Kancheepuram.
6. The Superintendent,
Central Prison, Salem.
7. The Inspector of Police,
B-1, Siva Kanchi Police Station,
Kancheepuram District.

... Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a writ of mandamus directing the respondents to consider the petitioner's representation dated 04.04.2022 and to stop the fake encounter as against my husband Thanigaivel @ Thaniga.



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For Petitioner : Mr.S.Karthikeyan
for Mr.K.Thenrajan

For Respondents : Mr.R.Muniyapparaj
Additional Public Prosecutor

ORDER

[Made by P.N.PRAKASH, J.]

A writ of mandamus of this nature cannot be granted, as the same is settled beyond cavil by the Supreme Court that a writ of mandamus can only be issued for enforcement of a statutory duty and there is no statutory duty cast upon the respondents to consider the representation of such a nature and pass orders.

In the result, this writ petition stands dismissed. No costs.

Sd/-
Assistant Registrar(CS-III)

//True Copy//

Sub Assistant Registrar

nsd

To

1. The Secretary to Government,
Home, Prohibition and Excise Department,
Fort St.George, Chennai - 600 009.
2. The Director General of Police,
Dr.Radhakrishnan Salai Road,
Mylapore, Chennai - 600 004.
3. The District Collector,
Kancheepuram District, Kancheepuram.
4. The Superintendent of Police,
Kancheepuram District, Kancheepuram.
5. The Deputy Superintendent of Police,
Kancheepuram District, Kancheepuram.



6. The Superintendent,
Central Prison, Salem.

7. The Inspector of Police,
B-1, Siva Kanchi Police Station,
Kancheepuram District.

8. The Public Prosecutor,
Madras High Court,
Chennai - 600 104.

+1cc to M/s.K.Thenrajan, Advocate, S.R.No.25798

W.P.No.9167 of 2022

PL(CO)
RLP(27/04/2022)