



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.06.2022

CORAM

THE HONOURABLE MR. JUSTICE N.SATHISH KUMAR

Crl.O.P.No.9696 of 2022

R.Nagaraju

... Petitioner

Vs.

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

2. The Inspector of Police,
Gingee Police Station,
Villupuram District.

... Respondents

PRAYER: This Criminal Original Petition filed under Section 482 of Cr.P.C., to direct the second respondent to register and investigate the complaint of the petitioner dated 13.01.2022 and file a FIR.

For Petitioner : Mr.R.Sankarasubbu
For Respondents : Mr.A.Gokulakrishnan,
Additional Public Prosecutor.

O R D E R

This Criminal Original Petition has been filed seeking for a direction to the second respondent to register and investigate the complaint of the petitioner dated 13.01.2022 and file a FIR.

2. Mr.A.Gokulakrishnan, learned Additional Public Prosecutor submitted that the enquiry has been conducted and the same has been closed by the second respondent.

3. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor for the respondent.

4. The Division Bench of this Court in G.Prabhakaran v. The Superintendent of Police, Thanjavur, reported in (2018) 2 LW Cr1 489 and 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. High Court can intervene only in extraordinary circumstances and rare cases. It is for the petitioner to pursue his remedy as per Code.

5. With the above direction, this Criminal Original Petition is closed.

Sd/-
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

shk/nr

To

1. The Superintendent of Police,
Villupuram District, Villupuram.
2. The Inspector of Police,
Gingee Police Station,
Villupuram District.
3. The Public Prosecutor,
High Court of Madras, Madras.

+lcc to Mr.R.Sankarasubbu, Advocate, S.R.No.39375

Cr1.O.P.No.9696 of 2022

SJ[co]
NSK/05/07/2022