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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.05.2022

CORAM:

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

Crl.O.P.No.12133 of 2022

S.Kasturi

...Petitioner

Versus

1. The Superintendent of Police ,
O/o. of the Superintendent of Police ,
Ariyankuppam,
Puducherry - 605 001.

2. The Inspector of Police,
Mudaliarpur Police Station,
Mudaliarpur,
Puducherry - 605 004.

...Respondents

PRAYER:Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, pleaded to direct the second respondent to register FIR (First Information Report) on the petitioner's complaint dated 02.08.2021.

For Petitioner : Mr.Prakash Adiapadam

For Respondents: Mr.A.Damodaran,
Addl. Public Prosecutor

ORDER

This Criminal Original Petition has been filed seeking to direct the second respondent to register the FIR on the petitioner's complaint dated 02.08.2021.

2. As per the judgment of Division Bench of this Court in the case of G.Prabakaran Vs. Superintendent of Police, Thanjavur District and others in Crl.O.P. (MD) No.13681, 13688 of 2017 etc., the respondent police have to conduct preliminary enquiry and register a case if the offence is made out and if the said exercise is not being carried out, the petitioner shall follow the procedures as mandated by the Division Bench from Clause 6 onwards i.e. to give a representation to the higher officials and thereafter, to file a private complaint under Sec.156(3) Cr.P.C.



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3. With the above direction, this Criminal Original Petition is disposed of.

Sd/-
Assistant Registrar/
Vacation Officer

//True Copy//

Sub Assistant Registrar

rpp/sma

To

1. The Superintendent of Police ,
O/o. of the Superintendent of Police,
Ariyankuppam,
Puducherry - 605 001.
2. The Inspector of Police,
Mudaliarpur Police Station,
Mudaliarpur,
Puducherry - 605 004.
3. The Public Prosecutor,
High Court, Madras.

+1cc to Mr. Prakash Adipadam, Advocate, S.R.No.31810

Crl.O.P.No.12133 of 2022

JPL (CO)
RGA (01/06/2022)