



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 25.03.2022
CORAM

THE HONOURABLE MR. JUSTICE **G.K. ILANTHIRAIYAN**

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W.P (MD).No.496 of 2021

Boominathan

... Petitioner

Vs.

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

2.The Inspector of Police (L&O),
Palamedu Police Station,
Madurai District.

...Respondents

Prayer : This petition is filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, directing the first respondent to provide petitioner the CCTV footages of the second respondent police Station from 02.11.2020 to 04.11.2020 and consequently grant him an order of "Sanction", under Section 197 of Criminal Procedure Code to initiate criminal proceedings against the erred police personnel by considering his representation dated 19.12.2020.

For Petitioner : Mr.M.Solaisamy

For Respondents : Mr.B.Thanga Aravindh

Government Advocate (Criminal Side)

ORDER

This Petition has been filed to direct the first respondent to provide petitioner the CCTV footages of the second respondent police Station from 02.11.2020 to 04.11.2020 and consequently grant him an order of "Sanction", under Section 197 of Criminal Procedure Code to initiate criminal proceedings against the erred police personnel, by considering the petitioner's representation, dated 19.12.2020.

2. On a perusal of the status report filed by the second respondent revealed that the CCTV footage can be preserved only for 45 days and after 45 days, the entire CCTV footage will be automatically erased, hence the said footage was not available with the second respondent.

3. However, in respect of seeking "Sanction" under Section 197 of Criminal Procedure Code to initiate criminal proceedings as against the police personnel, it does not require "Sanction" to lodge a complaint as against the erred Police personnel.



4. In view of the above, the Writ Petition is devoid of merits.
The writ petition stands dismissed. No costs.

Sd/-

Assistant Registrar (As)

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Sub Assistant Registrar(CS)

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To

- 1.The Superintendent of Police,
Madurai District,
Madurai.
- 2.The Inspector of Police (L&O),
Palamedu Police Station,
Madurai District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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MGJ(02.05.2022) 2P 4C