



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.01.2022

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD).No.374 of 2022

N.Dhamodharan

... Petitioner

Vs.

1.The Commissioner of Police,
Madurai City,
Madurai.

2.The Assistant Commissioner of Police,
Madurai City (Law & Order),
Madurai City.

3.The Inspector of Police (Law & Order),
Theppakulam Police Station,
Madurai City.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, to direct the first respondent and the second respondent herein to remove the petitioner's name from the history sheet in H.S.No.5 of 2017 on the file of the third respondent by considering the petitioner's representation dated 01.12.2021 within a stipulated time as may be fixed by this Court.

For Petitioner : Mr.M.Jegadeesh Pandian

For Respondents : Mr.T.Senthil Kumar

Additional Public Prosecutor

ORDER

Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondents.

2.The petitioner is figuring as A1 in Crime No.1071 of 2017 registered on the file of the B3 Teppakulam Police Station. The case is presently pending trial in S.C.No.256 of 2019 on the file of the 5th Additional District and Sessions Judge, Madurai. It is further stated by the respondents that there is a close association between the petitioner and the accused in another murder case in Crime No.1037 of 2020 registered on the file of the third respondent.



3. The firm stand of the respondents is that there is a feud between the deceased Nondi Ganesan group and the group headed by the petitioner himself.

4. In these circumstances, it may not be appropriate for this Court to grant any positive direction to the respondents to remove the name of the petitioner from the history sheet maintained by the third respondent. I do not find any ground to interfere. This Writ Petition is dismissed. No costs.

Sd/-

Assistant Registrar (W)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

rmi

Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

- 1.The Commissioner of Police,
Madurai City,
Madurai.
- 2.The Assistant Commissioner of Police,
Madurai City (Law & Order),
Madurai City.
- 3.The Inspector of Police (Law & Order),
Theppakulam Police Station,
Madurai City.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

W.P. (MD).No.374 of 2022

10.01.2022

sp(CO)

GC(27.01.2022) 2P 5C