



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.02.2022

CORAM:

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

W.P (MD)No.2214 of 2020

and

W.M.P (MD)No.1868 of 2020

WEB COPY

P.Jegadeeswaran

... Petitioner

Vs.

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

2.The Deputy Superintendent of Police,
Anti-Land Grabbing,
O/o.Superintendent of Police Head Quarters,
Theni District.

3.The Inspector of Police,
Anti-Land Grabbing Special Cell,
O/o.Superintendent of Police Head Quarters,
Theni District.

4.Mr.Muthukumar,
Deputy Superintendent of Police,
Anti-Land Grabbing,
O/o.Superintendent of Police,
Theni District.

5.Jeyarani,
Inspector of Police(In-charge),
Anti Land Grabbing Special Cell,
O/o. Superintendent of Police Headquarters,
Theni District.

6.Anguthai

.... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India seeking for issuance of a Writ of Mandamus, forbearing the fifth respondent who is in-charge of the third respondent police station from interfering into the civil dispute between the petitioner and the sixth respondent.

For Petitioner

: Mr.P.R.Prithiviraj

For R-1 to R-3

: Mr.A.Thiruvadikumar,

Additional Public Prosecutor

For R-6

: Mr.Ramsundarvijayraj



ORDER

The writ petition has been filed seeking for issuance of a Writ of Mandamus, forbearing the fifth respondent who is in-charge of the third respondent police station from interfering into the civil dispute between the petitioner and the sixth respondent.

2. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor for the State.

3.The learned Additional Public Prosecutor would submit that the petitioner himself had given a complaint, which was examined and closed as the relief is in *omnibus* nature, such petition is not permissible. If any cognizable offence is made out even in the civil dispute, it cannot be said that the police would not interfere in such circumstances. Therefore, such a blanket direction cannot be granted.

In the result, the writ petition is dismissed. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar (AD-I)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

pm

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 Superintendent of Police,
Theni District, Theni.
- 2.The Deputy Superintendent of Police,
Anti-Land Grabbing,
O/o. Superintendent of Police Head Quarters,
Theni District.



3.The Inspector of Police,
Anti-Land Grabbing Special Cell,
O/o. Superintendent of Police Head Quarters,
Theni District.

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.RAMSUNDARVIJAYRAJ (VEERA ASSOCIATES), Advocate
(SR-6673[F] dated 17/02/2022)

W.P(MD)No.2214 of 2020
16.02.2022

sj (CO)
GC(03.03.2022) 3P 6C