



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.02.2022

CORAM

WEB COPY

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

W.P (MD) No.2378 of 2022

P.Nedumaran

... Petitioner

Vs

1.The Superintendent of Police,
O/o.The Superintendent of Police,
Dindigul District.

2.The Sub-Inspector of Police,
Ambilikai Police Station,
Dindigul District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of Constitution of India, to issue a writ of Mandamus, directing the respondents to take appropriate action on the basis of the petitioner's representation dated 28.07.2021 and online complaint, dated 09.08.2021 and consequently direct the second respondent to issue a non-traceable certificate with regard to the petitioner's missing partition deed (Document No.452 of 1974), dated 30.06.1974.

For Petitioner : Mr.T.Thirumurugan

For Respondents : Mr.R.M.Anbunithi
Additional Public Prosecutor

ORDER

This Writ Petition has been filed for issuance of a writ of Mandamus, directing the second respondent to issue a non-traceable certificate on the petitioner's complaint, dated 09.08.2021.

2. It is seen that on receipt of the said complaint, the second respondent conducted investigation and it is pending.

3. The learned Additional Public Prosecutor appearing for the respondents submitted that these kind of complaints have to be investigated carefully, since the original documents were already mortgaged and simply lodged the complaint to escape from the clutches of law. That apart, the person, who mortgaged the property,



intended to sell the same by producing the non-traceable certificate. Therefore, it needs further time to consider the request made by the petitioner.

4. Considering the above, the second respondent is directed to complete the enquiry and pass orders on the complaint lodged by the petitioner, dated 09.08.2021, within a period of four weeks from the date of receipt of a copy of this order.

5. With the above direction, this Writ Petition is disposed of. No costs.

Sd/-

Assistant Registrar (AD-I)

// True Copy //

/ /2022

Sub Assistant Registrar

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,
O/o.The Superintendent of Police,
Dindigul District.
- 2.The Sub-Inspector of Police,
Ambilikai Police Station,
Dindigul District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.T.THIRUMURUGAN, Advocate (SR-5145[F] dated 09/02/2022)

Order made in
W.P (MD) No.2378 of 2022
07.02.2022

PS

MS/15.02.2022/2P.5C