



W.P.(MD)No.23287 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 06.10.2022

CORAM:

THE HONOURABLE MRS. JUSTICE T.V.THAMILSELVI

W.P.(MD)No.23287 of 2022

S.Azhagumuthu

... Petitioner

versus

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

2. The Inspector of Police,
West Police Station,
Kovilpatti,
Thoothukudi District.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India,
praying for the issuance of a Writ of Mandamus, to direct the
respondents to initiate appropriate legal actions based on the
petitioner's representation dated 19.07.2022, within a stipulated time
that may be fixed by this Court.



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For Petitioner : Mr.J.Parekhkumar

For Respondents : Mr.M.Sakthi Kumar,
Government Advocate (Crl. Side)

ORDER

This Writ Petition is filed seeking a direction to the respondents to initiate legal actions based on the petitioner's representation dated 19.07.2022, within a stipulated time.

2. The case of the petitioner is that his father Shanmuga Thevar @ Shanmugavel Thevar, who died intestate on 12.04.2006, had two wives, namely, Shanmugathayammal and Kaliyammal and he is having eight children through his first wife and one female child through his second wife. The petitioner was born through the first wife, who died during the year 1997. After the demise of his father, no legal heir



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Selvakumar, S/o. Muthiah and they changed the revenue records including the patta in favour of the said Selvakumar on 26.04.2022.

When the petitioner questioned the same, they threatened him in filthy language. Therefore, he lodged a complaint with the second respondent Police to take action against them. On receipt of the said complaint, the respondent Police issued CSR No.604 of 2022. However, no action has been taken by the second respondent so far. Thereafter, he filed a representation dated 19.07.2022 to the first respondent to take necessary against the proposed accused. However, there was no response from them. Therefore, the petitioner is before this Court.

4. The learned Government Advocate (Crl. Side) submits that on receipt of the petitioner's complaint, petition enquiry was conducted and thereafter, it was closed as civil in nature.



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5. Recording the said submission, the writ petition is closed with liberty to the petitioner to file a fresh representation before the respondents and on receipt of such representation, the respondents shall consider the same and pass orders on merits and in accordance with law, within a period of four weeks thereafter. No costs.

06.10.2022

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Index : Yes / No

Internet: Yes / No.

To

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T.V.THAMILSELVI, J.

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