



W.P.No.16357 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.05.2023

CORAM

THE HON'BLE MR.JUSTICE SATHI KUMAR SUKUMARA KURUP

W.P.No.16357 of 2023
and W.M.P.No.15734 of 2023

A.Anbalagan

... Petitioner

Versus

1.The Superintendent of Police,
Thirupattur District,
Thirupathur-635 601

2.The Inspector of Police,
Thirupathur Taluk Police Station,
Thirupathur-635 601
Thirupathur District.

3.R.Yogalakshmi

4.B.Jeganprasath

... Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, directing the First and Second Respondent herein to initiate appropriate further course of legal action against the 3rd and 4th respondents pursuant to the CSR No.248 of 2023 dated 07.05.2023 and also complaint dated 19.05.2023 in accordance with law.



W.P.No.16357 of 2023

WEB COPY

For Petitioner : Mr.J.Selvarajan

For Respondents : Mr.V.J.Priyadarsana
Government Advocate (Crl.Side)
for R1 and R2

ORDER

This Writ Petition has been filed seeking for a direction to the First and Second Respondent to initiate appropriate further course of legal action against the 3rd and 4th respondents pursuant to the CSR No.248 of 2023 dated 07.05.2023 and also complaint dated 19.05.2023 in accordance with law.

2.Learned Counsel for the Petitioner seeks interim injunction in the Writ Petition.

3. This Court is of the view that seeking a direction to register the F.I.R is not maintainable under Article 226 of the Constitution of India, filing a petition under 482 Cr.P.C is only maintainable that too after exhausting the remedy available under Section 154 and 156 Cr.P.C before



W.P.No.16357 of 2023

WEB COPY

the Court of the learned Judicial Magistrate. While so, filing this Writ Petition seeking a remedy that has to be granted by the Civil Court is not maintainable.

4.This Writ Petition stands dismissed. No Costs. Consequently, the connected miscellaneous petition is closed.

25.05.2023

Index: Yes/No

Speaking Order: Yes/No

Anu/sma

To

1.The Superintendent of Police,
Thirupattur District,
Thirupathur-635 601

2.The Inspector of Police,
Thirupathur Taluk Police Station,
Thirupathur-635 601
Thirupathur District.



WEB COPY



W.P.No.16357 of 2023

SATHI KUMAR SUKUMARA KURUP, J.

Anu

W.P.No.16357 of 2023
and W.M.P.No.15734 of 2023

25.05.2023