



CrI.O.P.No.20035 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.9.2023

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

CrI.O.P.No.20035 of 2023

Mr.Rajappan

...Petitioner

Vs.

1.The Commissioner of Police,
O/o the Commissioner of Police,
Avadi Commissionerate,
Avadi, Chennai-54.

2.The Inspector of Police,
Land Disputes Prevention Cell,
CCB, Avadi Commissionerate,
Chennai-54.

3.The Inspector of Police (L&O),
T-5, Thiruverkadu Police Station,
Thiruverkadu, Chennai-77.

...Respondents

Criminal Original Petition under Section 482 of the Criminal Procedure Code to direct the third respondent to give necessary police protection to the petitioner in erecting fence and develop structure over the property.



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For Petitioner : Mr.R.Gunasekaran
For Respondents : Mr.A.Damodaran
Additional Public Prosecutor

ORDER

This Petition has been filed seeking to direct the third respondent to give necessary police protection to the petitioner in erecting fence and develop structure over the property.

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

3. The learned Additional Public Prosecutor appearing for the respondents submitted that on the complaint given by the petitioner, a petition enquiry is pending in C.P.No.1715 of 2023 on the file of the third respondent and a final decision will be taken on the complaint given by the petitioner.

4. The third respondent is directed to conduct enquiry in keeping



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with the judgment of the Supreme Court of India in the case of ***Lalitha Kumari Vs. Government of Uttar Pradesh*** [reported in ***2013 (6) CTC 353***] wherein the Supreme Court has enumerated the nature of cases where preliminary enquiry can be conducted and has also restricted the period, for which preliminary enquiry can be conducted. The third respondent is also directed to complete the enquiry in the case and take a decision within a period of two (2) weeks from the date of receipt of a copy of this order.

With the above direction, this Criminal Original Petition is disposed of.

01.9.2023

Index : Yes/No

Internet : Yes/No

Neutral Citation : Yes/No

To

- 1.The Commissioner of Police, O/o the Commissioner of Police, Avadi Commissionerate, Avadi, Chennai-54.
- 2.The Inspector of Police, Land Disputes Prevention Cell, CCB, Avadi Commissionerate, Chennai-54.
- 3.The Inspector of Police (L&O), T-5, Thiruverkadu Police Station, Thiruverkadu, Chennai-77.
- 4.The Public Prosecutor, High Court of Madras.

N.ANAND VENKATESH, J



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