



W.P.No.24532 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.08.2023

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

W.P.No.24532 of 2023

S. Nagarajan

S/o. Santhanam

... Petitioner

Vs.

1.The Superintendent of Police,
Namakkal District.

2. The Inspector of Police,
Nallur Police Station,
Nallur, Namakkal District.

3. Palanisamy
S/o. Pongiannan

...Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India, pleaded to issue a Writ of Mandamus, directing the respondents 1 and 2 to provide with police protection to the petitioner to erect bore well SF No.118/2C 2I at T.Goundampalayam Village, Paramathi Velur Taluk, Namakkal District by considering the representation of the petitioner herein dated 08.08.2023.

For Petitioner : Mr.R.Nalliyappan



W.P.No.24532 of 2023

For Respondents : Mr.A.Damodaran
Additional Public Prosecutor [R1 & R2]

ORDER

This Writ Petition has been filed seeking for a direction to the respondents 1 and 2 to provide police protection to the petitioner to erect bore well SF No.118/2C 2I at T.Goundampalayam Village, Paramathi Velur Taluk, Namakkal District by considering the representation of the petitioner herein dated 08.08.2023.

2. Heard Mr.R.Nalliyappan, learned counsel for petitioner and Mr.A.Damodaran, learned Additional Public Prosecutor appearing on behalf of respondents 1 and 2.

3. Learned Additional Public Prosecutor appearing for respondents 1 and 2 submitted that on the complaint given by the petitioner, a petition enquiry is pending in CSR No.132 of 2023 on the file of the second respondent police and a final decision will be taken on the complaint given by the petitioner.



W.P.No.24532 of 2023

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4. The second respondent is directed to conduct enquiry in keeping with the judgment of the Supreme Court of India in ***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 second 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.

21.08.2023

Index : Yes/No
Internet : Yes/No
Neutral Citation : Yes/No
gm

N.ANAND VENKATESH, J

gm



W.P.No.24532 of 2023

To
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- 1.The Superintendent of Police,
Namakkal District.
- 2.The Inspector of Police,
Nallur Police Station,
Nallur, Namakkal District.
- 3.The Public Prosecutor,
High Court of Madras.

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