



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28-11-2023

CORAM

THE HONOURABLE DR. JUSTICE G.JAYACHANDRAN

CrI. OP No.22811 of 2023

Jelin

... Petitioner

Vs.

1.State Represented by
The Commissioner of Police,
Chennai.

2.State Represented by
The Inspector of Police,
R-5, Virugambakkam Police Station,
Chennai District.

... Respondents

Prayer: Criminal Original Petition has been filed under Section 482 of the Code of Criminal Procedure, to direct the first respondent to register the complaint based on the order passed by the learned XXIII Metropolitan



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Magistrate Court, Saidapet in Crl.MP No.523 of 2023 dated 11.01.2023.

For Petitioner	: Mr.D.Prasanna
For Respondents	: Mr.Leonard Arul Joseph Selvam, Government Advocate (Criminal Side).

ORDER

The present Criminal Original Petition has been filed to direct the first respondent-Commissioner of Police to register the complaint based on the order passed by the learned Metropolitan Magistrate No.XXIII, Saidapet in Crl.MP No.523 of 2023 dated 11.01.2023.

2. The learned Government Advocate (Criminal Side), appearing on behalf of the respondents, on instructions, states that the complaint forwarded to the first respondent-Commissioner of Police by the learned Metropolitan Magistrate No.XXIII, Saidapet was taken up for enquiry by the second respondent-Inspector of Police, R-5, Virugambakkam Police Station and after enquiry found that it is a mistake of fact and Closure Report filed before the XXIII Metropolitan Magistrate Court at



Saidapet on 28.04.2023.

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3. The learned counsel appearing on behalf of the petitioner/complainant submits that he was not called for any enquiry and the closure notice was not served on him.

4. In the light of the above facts placed before this Court, the second respondent- Inspector of Police, R-5, Virugambakkam Police Station is directed to serve the copy of the Closure Report to the petitioner-complainant and the petitioner-complainant, on receipt of the Closure Report, shall proceed by filing protest petition or any other remedy available under law.

5. With the above directions, the present Criminal Original Petition stands disposed of.

28-11-2023

Index : Yes/No
Internet: Yes/No
Speaking order/Non-Speaking order
Neutral Citation : Yes/No
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To

- 1.The XXIII Metropolitan Magistrate,
Saidapet,
Chennai.
- 2.The Commissioner of Police,
Chennai.
- 3.The Inspector of Police,
R-5, Virugambakkam Police Station,
Chennai District.
- 4.The Public Prosecutor,
High Court of Madras,
Chennai.

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DR.G.JAYACHANDRAN, J.

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