



W.P(MD)No.3692 of 2021

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :04.09.2023

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THE HONOURABLE MR.JUSTICE P.DHANABAL

W.P(MD)No.3692 of 2021

Pazhanisamy

-Vs-

... Petitioner

1. The Director General of Police
Office of the Director General of Police
Beach Road, Chennai
2. The Superintendent of Police
Ramanathapuram District
Ramanathapuram
3. The Deputy Superintendent of Police
Kamuthi Taluk
Ramanathapuram District
4. The Inspector of Police
Kamuthi Police Station
Ramanathapuram District
5. The Sub Inspector of Police
Kamuthi Police Station
Ramanathapuram District
6. Anbuprakash
Inspector of Police
Kamuthi Police Station
Ramanathapuram District
7. Muruganantham
Sub Inspector of Police
Kamuthi Police Station
Ramanathapuram District

... Respondents



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PRAYER:- Writ Petition is filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus directing the respondent No. 1 to 3 to take appropriate actions against the respondent No. 4 to 7 on the basis of the petition submitted by the petitioner dated 01.02.2021 and on the basis of the guidelines issued by the Honble Constitutional Bench of the Supreme Court of India in Lalitha Kumari case reported in (2014)2 SCC (1) in accordance with law within the time stipulated by this Hon'ble Court

For Petitioner	: Mr.R.Alagumani
For R1 to R5	: Mr. R.M.Anbunithi Additional Public Prosecutor

ORDER

This Writ Petition has been filed seeking for issuance of Writ of Mandamus to direct the respondents 1 to 3 to take appropriate actions against the respondent No. 4 to 7 on the basis of the petition submitted by the petitioner dated 01.02.2021 and on the basis of the guidelines issued by the Honble Constitutional Bench of the Supreme Court of India in ***Lalitha Kumari case*** reported in ***(2014)2 SCC (1)*** in accordance with law within the time stipulated by this Hon'ble Court.



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2. Already the main case itself was closed, this petition filed to take appropriate actions against the respondent No. 4 to 7 on the basis of the petition submitted by the petitioner dated 01.02.2021 this case is covered by the order passed by this Court in W.P(MD) No. 8871 of 2018 in the case of ***Sudalaikanu .vs. The Principal Secretary to Government and others***, wherein this Court held that for taking disciplinary action the third party cannot seek relief under Article 226 of the Constitution of India, since the matter is between employer and employee

3. In view of the above this petition is not maintainable and it is liable to be dismissed.

4. Accordingly this Writ Petition stands dismissed. No costs.

04.09.2023

Index : Yes/No

Internet : Yes/No

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To

1. The Director General of Police
Office of the Director General of Police
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Ramanathapuram District
Ramanathapuram



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3. The Deputy Superintendent of Police
Kamuthi Taluk
Ramanathapuram District
4. The Inspector of Police
Kamuthi Police Station
Ramanathapuram District
5. The Sub Inspector of Police
Kamuthi Police Station
Ramanathapuram District
6. The Additional Public Prosecutor
Madurai Bench of Madras High Court
Madurai.



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P.DHANABAL, J.

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