



Crl.R.C.(MD)No.266 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **07.03.2023**

CORAM

THE HON'BLE MR.JUSTICE K.MURALI SHANKAR

Crl.R.C.(MD)No.266 of 2023

P.Mohanasundarm

... Petitioner/
Complainant

Vs.

1.The Superintendent of Police,
Dindigul.

2.The Deputy Superintendent of Police,
Vedasanthur,
Dindigul District.

3.The Inspector of Police,
Vadamadurai Police Station,
Dindigul District.

4.Arumugasamy

5.Kamaraj

6.Elango

7.Prabu

... Respondents/
Respondents

PRAYER : This Criminal Revision has been filed under Section 397 and 401 of Criminal Procedure Code, to call for the records pertaining to

1/4



Crl.R.C.(MD)No.266 of 2023

the order passed by the learned Additional District Munsif cum Judicial Magistrate Court, Vedasanthoor in Cr.M.P.No.348 of 2023 dated 20.01.2023 and set aside the same.

For Petitioner : Mr.M.Vigneshkumar
For R1 to R3 : Mr.A.Albert James
Government Advocate (Crl. Side)

ORDER

This Criminal Revision Petition is directed against the order passed in Cr.M.P.No.348 of 2023 dated 20.01.2023 on the file of the Additional District Munsif cum Judicial Magistrate Court, Vedasanthoor.

2. The revision petitioner/complainant has filed a petition under Section 156(3) Cr.P.C. seeking direction for registration of an FIR. The learned Magistrate, after perusing the complaint and other materials available, by holding that there existed property dispute between the parties, that the petitioner has not shown any *prima facie* case, that the petitioner is attempting to convert the civil case into criminal case and that the complainant has given exaggerating false particulars, dismissed the complaint.



Crl.R.C.(MD)No.266 of 2023

3. The learned Government Advocate (Criminal Side) appearing for the respondents 1 to 3 would submit that on the basis of the complaint given by the petitioner's wife Valliselvi, FIR came to be registered in Crime No.84 of 2023 dated 28.02.2023 for the offences under Sections 447, 294(b) and 506(1) IPC and that investigation is pending.

4. A perusal of the complaint filed by the petitioner under Section 156(3) Cr.P.C. and other materials would reveal that the finding of the learned Magistrate is correct and the same cannot be found fault with. Hence, this Court is of the view that this petition is devoid of merits and the same is liable to be dismissed.

5. In the result, this Criminal Revision Petition stands dismissed. However, the petitioner is at liberty to file a private complaint, if so advised.

07.03.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
csm

3/4



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Crl.R.C.(MD)No.266 of 2023

K.MURALI SHANKAR,J.

csn

To

- 1.The Superintendent of Police,
Dindigul.
- 2.The Deputy Superintendent of Police,
Vedasanthur,
Dindigul District.
- 3.The Inspector of Police,
Vadamadurai Police Station,
Dindigul District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Order made in
Crl.R.C.(MD)No.266 of 2023

Dated: 07.03.2023