



W.P(MD)No.18082 of 2014

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **11.01.2023**

CORAM

THE HON'BLE MR.JUSTICE K.KUMARESH BABU

W.P(MD)No.18082 of 2014

Kasikani

... Petitioner

Vs.

1.The Deputy Inspector General of Police,
Tirunelveli Region,
Tirunelveli.

2.The Superintendent of Police,
Tuticorin District,
Tuticorin.

3.Ezhilarasi,
The Sub Inspector of Police,
All Women Police Station,
Pudukkottai,
Tuticorin District.

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the first and second respondents to consider the petitioner's representation, dated 25.06.2014 and pass as such further or other orders as this Court.



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For Petitioner : Mr.V.Malaiyendran
For R-1 & R-2 : Mr.R.M.S.Sethuraman
Additional Public Prosecutor
For R-3 : Mr.S.Chellapandian

ORDER

The present Writ Petition has been filed for a Writ of Mandamus, to direct the first and second respondents to consider the representation of the petitioner, dated 25.06.2014.

2. The case of the petitioner is that the younger son of the petitioner, namely, one Duraimurugan is working as a Teacher at K.T.K.Kosalram School, Tuticorin and that he was married to one Petchiammal. Her daughter-in-law Petchiammal had given a complaint as against the petitioner's son on 20.05.2014 and the third respondent herein had called her son over phone to attend the enquiry. The petitioner alleges that during enquiry, the third respondent had tortured the petitioner's son. The said excess have been committed by the third respondent due to the influence of certain relatives of the petitioner's daughter-in-law, who are also working in the Police Department. Even



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though the petitioner had submitted a representation on 25.06.2014, no action has been initiated. Therefore, she had approached this Court seeking for a Mandamus, to direct the respondents to consider the representation of the petitioner.

3. The second respondent had filed a counter affidavit, stating the fact that one Petchiammal, daughter-in-law of the petitioner had given a complaint on 20.05.2014 against the petitioner's son. Based upon the complaint of the said Petchiammal, a case in Crime No.110 of 2014 had been initiated and pursuant to the same, the petitioner's son was asked to appear. The petitioner's son had given an undertaking that he would live with the complainant, namely, Petchiammal in a separate house and sought a month time to make arrangements. Such undertaking has also been witnessed by the family members of the petitioner's son. But however, the petitioner's son had filed a petition for divorce. Again on 23.06.2014, a complaint has been registered in Crime No.07 of 2014 at Pudukkottai All Women Police Station, against the petitioner, her husband and her son.



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4. The second respondent would also submit that various allegations made by the petitioner in a representation are all false allegations. The petitioner's son was taken into custody at 18.30 hours and was produced before the Judicial Magistrate No.I, Tuticorin at about 22.35 hours. He would further assert that the said representation of the petitioner, dated 25.06.2014, was forwarded to the second respondent by the first respondent vide N.Ref/C.No.A4/9998/2014, dated 03.07.2014, for enquiry and necessary action on the representation and to report the same within fifteen days. On receipt of the same, the second respondent had deputed the Deputy Superintendent of Police, Rural for a personal enquiry and after due enquiry, a report has been submitted on 28.07.2014, stating that the allegations made in the representation of the petitioner are not true and that she had exaggerated the facts.

5. From the said counter affidavit, it is seen that the petitioner's representation, dated 25.06.2014, has already been acted upon and found that the allegations made in the same are false. In the light of the aforesaid submission, no further adjudication is required to be passed in



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the present writ petition. The writ petition stands closed. There shall be no order as to costs.

11.01.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
Btr

To

- 1.The Deputy Inspector General of Police,
Tirunelveli Region,
Tirunelveli.
- 2.The Superintendent of Police,
Tuticorin District,
Tuticorin.
- 3.The Sub Inspector of Police,
All Women Police Station,
Pudukkottai,
Tuticorin District.



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K.KUMARESH BABU, J.

Btr

Order made in
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