



W.P(MD)No.5768 of 2015

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 19.07.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.5768 of 2015

Ariramapandian

... Petitioner

Vs.

- 1.The Secretary to Government.
Home Secretary,
Chennai - 9.
- 2.The District Collector,
Tuticorin District,
Tuticorin.
- 3.The Deputy Inspector General,
Tirunelveli District,
Tirunelveli .
- 4.The Superintendent of Police,
Tuticorin District, Tuticorin.
- 5.The Additional Superintendent of Police,
Tuticorin District, Tuticorin.
- 6.The Sub Inspector of Police,
Kovilpatti West Police Station,
Kovilpatti.
- 7.Murali Ramba

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8. Navaneethan

9. Senthur Pandian

10. The Superintendent,
Central Prison,
Palayamkottai,
Tirunelveli 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 respondents to pay compensation to tune of Rs.5 Lakhs as befitting compensation for the custodial torture harassed by the respondent Nos.5 & 6 under the guise of registering false case against the petitioner's son namely Ravi @ Ravichandran, S/o. Ari Ramapandian, aged about 25 years for violation of fundamental rights guaranteed Part III of the Constitution of India as well as human rights act by inflicting him with custodial torture and causing injuries over the petitioner's body and to direct the respondent Nos.2 to 3 to register the case against the delinquent officers who are involved in the case and to direct the respondent No.3 to investigate the matter in accordance with law.

For Petitioner : Mr.S.Balakarthick,
For M/s.K.J.Associates.

For Respondents : Mr.D.Gandhiraj,
Spl. Govt. Pleader for R1 to R6 & R10.
No appearance for R7 to R9.



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convincing material. Only the order passed by the learned Judicial

Magistrate for giving treatment to the petitioner's son has been enclosed.

The petitioner's son who is said to be victim has not filed any supporting affidavit. I am therefore not in a position to grant relief based on the averments of the writ petitioner alone. Liberty is however given to the victim to make out his case before the learned trial Judge. In the event of the learned trial Judge finding merit in the allegations, compensation can definitely be given by the trial Court itself. I make it clear that I have not gone into the merits of the matter.

5. With this liberty to the victim to approach the trial Court in this regard, this writ petition is disposed of. No costs.

19.07.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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G.R.SWAMINATHAN, J.

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