



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12-01-2024

CORAM

THE HONOURABLE MR.JUSTICE S.M. SUBRAMANIAM

WP No.2481 of 2018

Mr.Kandaswamy Mudaliar

.. Petitioner

-VS-

- 1.The State Represented by its
The Tamil Nadu Home Secretary,
Secretariat,
St. George Fort,
Chennai-600 009.
- 2.The District Collector,
Tiruvallur,
Tiruvallur District.
- 3.The Inspector General of Registration,
No.100, Santhome High Road,
Mylapore,
Chennai-600 028.



4. The State Represented by
The Deputy General of Police,
Dr.Radhakrishnan Salai,
Post Box 601, Mylapore,
Chennai-600 004.

5. The State Represented by
The Deputy Inspector General of Police,
Cheyyar – Kancheepuram Road,
Vedhachalam Nagar Ext.,
Gem Nagar,
Kancheepuram.

6. The State Represented by
The Superintendent of Police,
Tiruvallur District Police Office,
Tiruvallur-602 001.

7. Mr.Gnanavel,
The Deputy Superintendent of Police,
Land Grabbing Team,
Tiruvallur,
Tiruvallur District.

8. Mr.Nandagopal,
Inspector of Police,
Anti Land Grabbing Team,
Tiruvallur,
Tiruvallur District.

9. Mr.Leo Francis,
Sub Inspector of Police,
Anti Land Grabbing Team,
Tiruvallur,
Tiruvallur District.



10. Mr. Suryakumar,
Sub Inspector of Police,
Anti Land Grabbing Team,
Tiruvallur,
Tiruvallur District.

11. Ms. Philomone,
Sub Inspector of Police,
Anti Land Grabbing Team,
Tiruvallur,
Tiruvallur District.

12. Mr. Gopal,
Sub Inspector of Police,
Anti Land Grabbing Team,
Tiruvallur,
Tiruvallur District.

13. Ms. Reeta,
Sub Inspector of Police,
Anti Land Grabbing Team,
Tiruvallur,
Tiruvallur District.

[R-7 to R-13 impleaded vide order of this
Court dated 15.03.2018 made in WMP
No.4568 of 2018 in WP 2481 of 2018]

.. Respondents

Writ Petition is filed under Article 226 of the Constitution of India
praying for the issuance of a Writ of Mandamus, directing the first
respondent to consider the representation of the petitioner dated 13.11.2017.



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For Petitioner : Mr.P.Chandrasekar
For Respondents-1 to 6 : Mr.G.Ameedius,
Government Advocate.
For Respondents-8, 10 to
13 : No Appearance
For Respondents-7 and 9: Not Ready in Notice

ORDER

The present writ petition has been filed to consider the representation submitted by the petitioner on 13.11.2017 regarding the illegal arrest of the petitioner and seeking compensation.

2. Admittedly, a criminal case registered against the petitioner is pending before the Competent Criminal Court of Law.

3. Therefore, the High Court, in the present writ petition, cannot conduct a roving enquiry nor adjudicate the disputed facts raised between the parties. If at all any illegality has been established against the



Police Authorities, the petitioner is entitled to seek compensation under the Criminal Procedure Code before the Court in which the trial is being conducted. Hence, the petitioner is at liberty to work out his remedy in the manner known to law.

4. With the above liberty, the present writ petition stands disposed of. However, there shall be no order as to costs.

12-01-2024

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



To

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2. The District Collector,
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Tiruvallur District.
3. The Inspector General of Registration,
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4. The Deputy General of Police,
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S.M.SUBRAMANIAM, J.

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