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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.06.2025

CORAM:

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM
and
THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE

W.P.(MD) No.7395 of 2025
and
W.M.P.(MD) Nos.5572 & 5573 of 2025

Nagaraj ... Petitioner

-vs-

The Registrar (Law FAC)
The State Human Rights Commission
TamilNadu
No.143, P.S.Kumarasamyraja Salai
Greenways Road
Chennai-28 ... Respondent

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorari calling for the records pertaining to the impugned notice issued by the respondent in Case No.1483/2016/HC3 dated 18.12.2024 and quash the same insofar as petitioner is concerned.

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For Petitioner : Mr.C.Jeganathan

For Respondent : Mr.R.Karunanidhi

O R D E R

[Order of the Court was made by S.M.SUBRAMANIAM, J.]

The summon issued by the State Human Rights Commission in Case No.1483/2016/HC3, dated 18.12.2024, is under challenge in this writ petition.

2. Learned counsel for the petitioner states that the petitioner is a public servant and retired from service. However, all these factual defence are to be stated before the State Human Rights Commission by the petitioner for passing appropriate orders. Contrarily, High Court, in exercise of the power of judicial review, cannot adjudicate the disputed facts, which are sub judice before the State Human Rights Commission constituted under the provisions of the Protection of Human Rights Act, 1993. Thus, the petitioner, is at liberty to respond to the impugned summon by approaching the State Human Rights Commission in the manner as contemplated under the Act and Rules in force.

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3. Accordingly, this writ petition is dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

[S.M.S., J.] [A.D.M.C., J.]

16.06.2025

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

krk

To:
The Registrar (Law FAC),
The State Human Rights Commission,
TamilNadu,
No.143, P.S.Kumarasamyraja Salai,
Greenways Road,
Chennai-28.

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