



W.P.(MD)No.21930 of 2017

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : **21.01.2025**

CORAM:

THE HONOURABLE **MR.JUSTICE K.KUMARESH BABU**

W.P.(MD)No.21930 of 2017

M.Saravanan

... Petitioner

Vs.

1. The District Collector,
Madurai District, Madurai.
2. The Commissioner of Police,
Madurai District, Madurai.
3. The Assistant Director,
Health Services,
Madurai District,
Madurai.
4. The Joint Director,
Health and Services,
Usilampatti,
MDG, Madurai - 625 532.

5. Sukanta Kumar Biswas

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of mandamus directing the respondents No.1 to 4 to take appropriate action against the respondent No.5 in pursuance of the 3rd respondent's proceedings in Na.Ka.No.6046/A7/2017 dated 19.06.2017 and also based on the representation of the petitioner dated 28.03.2017 within the time limit that may be fixed by this Court.



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For Petitioner : Mr.M.Rajendran
For Respondents : Mr.N.Ramesh Arumugam (R1, R3 & R4)
Government Advocate
Ms.M.Aasha (R2)
Government Advocate

ORDER

This writ petition has been filed seeking for a direction to the respondents 1 to 4 and 6 to take action against the 5th respondent, pursuant to the proceedings of the third respondent dated 19.06.2017 and also the representation of the petitioner dated 28.03.2017.

2. Heard the learned counsel on both sides and carefully perused the entire materials available on record.

3. Pending this writ petition, by order dated 19.12.2024, the second respondent was directed to file a status report and today, when the matter was taken up for hearing, a status report had been filed by the second respondent. Even though an attempt was made to register the complaint given by the petitioner, by order dated 09.01.2025, the learned Judicial Magistrate No.V, Madurai had returned the FIR holding that the complaint is not from the proper



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authorised officer and the same had been intimated to the fourth respondent and now, the 4th respondent had preferred a complaint dated 20.01.2025 before the Dhideer Nagar police station, Madurai city and the same has been registered as Crime No. 16 of 2025. The status report further indicates that the investigation in the present case is pending.

4. In view of the status report, there shall be a direction to the Inspector of Police, Dhideer Nagar police station, Madurai City to conclude investigation within a period of three months from today and file a final report before the jurisdictional Magistrate.

5. With the aforesaid direction, this writ petition stands disposed of. There shall be no order as to costs.

21.01.2025

NCC : Yes / No

Index : Yes / No

TO:-

1. The District Collector,
Madurai District, Madurai.
2. The Commissioner of Police,
Madurai District, Madurai.



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K.KUMARESH BABU, J.

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3. The Assistant Director,
Health Services, Madurai District,
Madurai.
4. The Joint Director,
Health and Services,
Usilampatti, MDG, Madurai - 625 532.

Copy To:-

1. The Inspector of Police,
Dhideer Nagar police station,
Madurai City.

Order made in
W.P.(MD)No.21930 of 2017

Dated
21.01.2025