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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27-10-2026

CORAM

THE HON'BLE MR JUSTICE B.PUGALENDHI

WP(MD) No. 30581 of 2026

CNR:{HCMD011199192026}

Russel Raj
Sadiyanvizhai,
Vellankatti,
Pooteti Post,
Kanyakumari 629157

..Petitioner

Vs

1. The Inspector General of Police,
   South Zone Madurai

2. The Deputy Inspector of General
   Tirunelveli Division Tirunelveli

3. Superintendent of Police
   Nagercoil Kanyakumari District

4. Inspector of police
   Karungal Police Station Karungal

5. Sub Inspector of Police
   Karungal Police Station Karungal

6. Head Constable
   Karungal police station,
   Karungal.

7. Vimalan

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Inspector of Police Karungal Police Station
Karungal

8. Rajendran
Sub Inspector of Police Karungal Police
Station Karungal

9. N. Sheenu
Head Constable Karungal Police Station
Karungal

..Respondents

PRAYER: (S-37). Writ Petition, filed under Article 226 of the Constitution of India, praying this court to issue a Writ of Mandamus directing the 1st respondents to initiate departmental proceeding against the 4th to 6th respondents in terms of Sec. 10 of the Tamil Nadu District Police Act 1859 and pass such further or other suitable order as this Honble Court may deem fit and proper in the nature and circumstances of this case and thus render justice.

For Petitioner :Mr.Ferlin Castro.P.F
For Respondents :Mr.G.Mohan Kumar
Additional Government Pleader

O R D E R

The petitioner has approached this Court with a grievance that despite lodging a complaint on 06.11.2025 against one Suseela and 16 others for the unauthorized cutting and removal

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of trees from his land, the respondent police have neither conducted a preliminary enquiry nor registered a case.

2.The prayer sought for in this writ petition cannot be granted.

3.Accordingly, this writ petition is dismissed. However, the petitioner is at liberty to approach the jurisdictional Magistrate, empowered under Section 210 of the BNSS, by filing an application under Section 175(3) of the BNSS, strictly complying with the mandatory requirements of prior representation to the Superintendent of Police under Section 173(4) of the BNSS and supported by an appropriate affidavit. No costs.

27-10-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

VRN

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B.PUGALENDHI, J.

vrn

Order made in
WP(MD) No. 30581 of 2026

27.10.2026

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