

IN THE COURT OF DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE, THIRUPORURPresent: Thiru. **K. Nilavarasan**, B.A,B.L

District Munsif Cum Judicial Magistrate, Thiruporur

C.M.P.No.501/2026Thursday, the 25th day of June Two Thousand Twenty Six

1. Mr. Sivakumar, S/o.Ranganathan,

2. Mr. Ajith Kumar, S/o.Ranganathan,

- Petitioners/Defacto Complainant

Vs.

Tamil Nadu State rep. by the Inspector of Police,

Kayar Police Station.

- Respondent

For Petitioner: **Thiru. J. Manokartik**, Advocate,**ORDER**

This petition is filed under Section 175(3) of the BNSS, seeking a direction to the respondent police to register a First Information Report based on the 1st petitioner's report dated 12.04.2026.

2. The petitioners contend that on 12.04.2026 at about 07.30 A.M., the persons, namely Narasimman, Raghuraman, Govindaraj, Veerabadhiran and Vedhagiri trespassed into the petitioners' land and cut Casuarina trees worth about Rs.5,00,000/- standing thereon. When the petitioners obstructed the same, the said persons allegedly abused

them in filthy language and assaulted them with wooden logs and a knife, as a result of which the petitioners sustained severe injuries. It is further alleged that the said persons also threatened the petitioners with dire consequences. Based on the said incident, the first petitioner lodged a complaint before the respondent police on the very same day, for which a CSR was issued. The petitioners contend that despite having promptly reported the incident, the respondent police did not take any action. Aggrieved by the inaction of the respondent police, the petitioners submitted a further representation to the Superintendent of Police, Chengalpattu, on 21.04.2026. Since no action has been taken so far, the present petition has been filed.

3. In support of their prayer, the petitioners have produced copies of the complaint given before the respondent police, the CSR receipt, the representation submitted to the Superintendent of Police, Chengalpattu, and the medical records showing that the petitioners had taken treatment at the Government Hospital, Chengalpattu, on the very same day of the occurrence.

4. Learned counsel for the petitioners further submitted that despite the petitioners having approached the police authorities promptly and in accordance with law, no First Information Report has been registered till date. Such inaction on the part of the respondent police is contrary to the settled position of law laid down by the Hon'ble Supreme Court in *Lalita Kumari v. Government of Uttar Pradesh and Others*, wherein it has been categorically held that registration of an FIR is mandatory whenever the information received discloses the commission of a cognizable offence.

5. In view of the foregoing facts and the legal position enunciated by the Hon'ble Apex Court, this Court is satisfied that a prima facie case has been made out for issuance of a direction under Section 175(3) of the BNSS, directing the respondent police to register a case on the basis of the petitioners' complaint and proceed with the investigation in accordance with law.

Accordingly, this petition is allowed. The SHO, Kayar Police station is directed to register an FIR based on the petitioner's report dated 12.04.2026 and conduct a thorough investigation into the allegations raised by the petitioner. The FIR shall be registered without delay, and the investigation shall proceed in accordance with law.

This Order has been prepared by me on my official Laptop and pronounced by me in the open Court, This is the 25th day of June, 2026

**District Munsif cum Judicial Magistrate,
Thiruporur.**