

IN THE COURT OF THE DISTRICT MUNSIF-CUM-JUDICIAL MAGISTRATE,
RAMESWARAM.

Present: Thiru.S.B.Sujith, B.A.,B.L.,(Hons).,
District Munsif cum Judicial Magistrate, Rameswaram

Thursday of this the 12th day of March 2026

CrL.M.P.No.120/2026

(CNR.NO:TNRM05-000324-2026)

Kalanjiyarani(36/2026)
W/o.Ramakrishnan,
Kudiyiruppu Village,
Thangachimadam.

..... Petitioner

Versus

1.Amsavalli,
W/o.Kumar,
Kudiyiruppu Village,
Thangachimadam.

2.Narthana,
W/o.Moorthi,
Kudiyiruppu Village,
Thangachimadam.

3.Moorthi,
H/o.Narthana,
Kudiyiruppu Village,
Thangachimadam.

4.Kumar,
H/o.Amsavalli,
Kudiyiruppu Village,
Thangachimadam.

.... Respondents

The Inspector of Police,
Thangachimadam Police Station,
Thangachimadam.

..... Respondent Police

For Petitioner : Tr.R.Domnic Ravi. Advocate.

This Petition taken on file on 04.03.2026 and coming up for final hearing on 12.03.2026. Upon hearing the arguments, upon perusal of the records and having stood over for consideration till this day, this court delivers the following

ORDER

1. This is a petition filed u/s 175(3) BNSS. for directing the Inspector of Thangachimadam police station to register F.I.R as against the respondents and investigate the case.

2. POINT FOR DETERMINATION:-

Whether the direction u/s 175(3) BNSS is eminent in this case?

3. DISCUSSION:-

3.1. Records perused. It is submitted by the petitioner that On 22.10.2025, at around 09.00 in the morning, the 1st respondent spoke obscenely to the petitioner, beat her and pushed her down. The 2nd respondent hit the petitioner's daughter on the back and pushed her down, grabbed the petitioner's hair and pulled her all over her body, causing her to suffer a concussion. The 2nd respondent cut the petitioner's thali chain and gave it to the 3rd respondent. When the petitioner's sister asked for it, the 3rd respondent spoke obscenely to the petitioner's sister. The 4th respondent slapped the petitioner on the cheek and the respondents threatened to kill the petitioner. The petitioner, while undergoing treatment at the Rameswaram Government Hospital, gave a statement to the female police officer demanding action. Even after questioning the petitioner at the Thangachimadam Police Station on 25.10.2025, no First Information Report was registered against the respondents. When asked about

this at the Thangachimadam police station, the police inspector was transferred and the petitioner was told that he would call the opponents for investigation and take action after the new police inspector arrives. The petitioner said that on 23.01.2026, she sent a complaint to the District Superintendent of Police and Deputy Superintendent of Police, and the police inspector, requesting them to register a first information report, but no action was taken. Hence this petition.

This court finds that the mandates laid down to file a petition u/s 175(3) BNSS before the Magistrate has been followed. On perusal of petition, the affidavit filed by the petitioner and the documents annexed, this court finds the petitioner has been admitted in hospital on 22.10.2025 and discharge summary has been annexed as document no.1. Further, in document no.8 CSR.No.133/2025 of Thangachimadam police station with regard to petitioner alleged incident has been registered. However, no further investigation conducted and FIR has not been filed. The nature of allegations leveled against the respondents indicates the necessity for an enquiry as there is involvement of dispute in this case. Therefore this court is of strong view that this is a fit case for the preliminary enquiry to be conducted. Therefore as per the mandate laid down in **Lalitha Kumari Vs. Government of U.P. by the Hon'ble Supreme Court of India** and in the interest of justice, this court holds that a preliminary enquiry has to be conducted in this case. Further this court finds that there is need for collection of evidence in this case and there is a requirement of investigation by an investigating agency in this case.

3.2. From the above discussions, this court holds that the direction u/s 175(3) BNSS is eminent in this case and there is a necessity for an enquiry. Therefore this court directs the Inspector of Thangachimadam police station to conduct a preliminary enquiry. If the preliminary enquiry discloses the commission of cognizable offence, register an F.I.R., investigate the matter and file a report within 1 week from the date of receipt of this order. If it discloses the commission of non cognizable offence, then file a closure report with reasons in brief and the copy of the same shall forthwith be furnished to the complainant.

4. Result:-

In the result, the petition is allowed with the above directions. The Magisterial Clerk of this court is directed to send copy of this order, the petition and other annexed documents to the Inspector of Thangachimadam Police station after retaining the necessary copies.

**Dictated to the typist, corrected and pronounced by me in the open court,
this 12th day of March, 2026.**

District Munisif-cum-
Judicial Magistrate,
Rameswaram.