



Crl.O.P.(MD).No.20219 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.11.2023

CORAM

THE HON'BLE MR.JUSTICE G.ILANGO VAN

Crl.O.P.(MD).No.20219 of 2023

E.Marimuthu

... Petitioner

Vs.

1.The Superintendent of Police,
Tenkasi District,
Tenkasi.

2.The Inspector of Police,
Tenkasi Police Station,
Tenkasi District.

3.S.Karuppasamy pandian

...Respondents

PRAYER : Criminal Original Petition filed under Section 482 of the Criminal Procedure Code, to direct the 2nd respondent not to interfere into the civil (money) dispute between the petitioner and the third respondent.

For Petitioner : Mr.M.Jagadeesha Pandian

For R1 & R2 : Mr.M.Sakthi Kumar
Government Advocate(Crl side)



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ORDER

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This Criminal Original Petition is filed to direct the 2nd respondent not to interfere into the civil (money) dispute between the petitioner and the third respondent.

2. The learned Government Advocate (Crl.Side) would submit that two complaints were given by the third respondent herein. Both were enquired by the respondents Police in CSR No.962 of 2023 and 1120 of 2023. During the course of enquiry in both the matters, this petitioner given an undertaking that he will settle the issue. Based upon the above said undertaking, both complaints were closed.

3. Now the grievance of the petitioner is that the above said statement was obtained under force. After that the private respondent illegally trespassed into the premises of the petitioner and took away the articles from his house. Even though a complaint was given by the petitioner, there is no proper enquiry conducted by the respondent Police.



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4. In reply, the learned Government Advocate (Crl.Side) would submit that no such complaint has been received from the petitioner.

5. Considering the submissions made by the both sides, let the petitioner make a fresh complaint before the respondents Police, if any necessity arises. The second respondent can make enquiry only with regard to the alleged taking away of the articles from the petitioner's house. With regard to the issue of business transaction, the parties can workout their remedy through appropriate proceedings.

6. With the above said directions and liberty, this Criminal Original Petition is disposed of.

09.11.2023

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

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G.ILANGOVA,N,J.

INDU

To

- 1.The Superintendent of Police,
Tenkasi District,
Tenkasi.
- 2.The Inspector of Police,
TenkasiPolice Station,
Tenkasi District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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