

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.03.2015

CORAM

THE HON'BLE MR. JUSTICE R.S.RAMANATHAN

Cr1.O.P.No.1311 of 2015

and

M.P.No.1 of 2015

- 1) M.Murugesan
- 2) M.Kandasamy
- 3) Subramani
- 4) S.Soundarajan
- 5) Devaraj.

..Petitioners/Respondents.

vs.

The State, rep. by
Inspector of Police,
Palacode Police Station,
Dharmapuri District.

..Respondent/Complainant.

Criminal Original Petition filed under Section 482 of the Criminal Procedure Code to call for records and to set aside the summons, dated 14.01.2015 issued in C.S.R.No.455 of 2014, on the file of the respondent/Police, Dharmapuri District.

For Petitioners : Mr.R.Subramanian
For Respondents : Mr.M.Maharaja
Additional Public Prosecutor

O R D E R

This Petition is filed to set aside the summons issued to petitioners under Section 91 of Cr.P.C. in connection with C.S.R.No.455 of 2014.

2. It is submitted by the the learned counsel appearing for petitioners that, under Section 91 Cr.P.C., Police is entitled to issue summons, directing the petitioner to produce certain documents for enquiry, but, it must mention the list of documents to be produced by the petitioner and without mentioning the list of documents to be produced by the petitioners, the petitioners cannot be called for enquiry.

3. The learned Additional Public Prosecutor for the respondent/Police submitted that fresh summons will be issued to petitioners giving details of documents to be produced by them for enquiry.

4. Recording the submission of the learned Additional Public Prosecutor, the Criminal Original Petition is allowed, the summon, dated 14.01.2015, issued to the petitioners is set aside, and liberty is given to the respondent/Police to issue fresh summons to the petitioners, mentioning the details of documents to be produced by the petitioners for enquiry. Consequently, connected M.P. is closed.

sd

-s/d-

Assistant Registrar(CS-II)

Dt:30/3/2015

True Copy

Sub-Assistant Registrar

To

1. The Inspector of Police,
Palacode Police Station,
Dharmapuri District.
2. The Public Prosecutor,
High Court, Madras.

rsy(co)
prk31/3

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