

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 13.07.2015

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Crl.OP No.16361 of 2015

Shivanandam

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Petitioner

Vs

1. The Commissioner of Police,
Greater Chennai, Vepery,
Chennai.

2. The Inspector of Police,
M.G.R.Nagar Police Station,
Chennai.

...

Respondents

Prayer:- Criminal Original Petition filed under Section 482 Cr.P.C.,
praying to direct the second respondent herein, not to harass the
petitioner on the basis of Complainant which he was given to the 1st
Respondent on 26.6.2015.

For Petitioner :Mr.L.Srileka

For Respondents :Mr.C.Emalias
Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed praying to direct
the second respondent herein, not to harass the petitioner.

2.Heard the learned counsel for the petitioner and the learned
Additional Public Prosecutor appearing for the respondent Police.

3.The respondent Police have filed counter, in which, they have
stated as follows:

Inspite of repeated advice by law enforcing
agencies not to use the public path by lighting fire
for preparation of food, he has not shown any
inclination to stop. Hence a petty case No.189 of
2015 on 25.05.2015 early morning was filed for
offences under Section 71 cl(ii) CP Act and 74 cp
Act. Miffed by this the petitioner has chosen to

target the Police by sending petition against them. The petitioner has not chosen to deny or admit the case which is pending for his appearance.

The enquiry furthered reveal that he is being treated for his mental ailment by the care taken by his wife and it appears that he has taken an O.P Chit for some ailment. Subsequently, on registration of the case. He has not amended his acts of commissions and omissions inspite of the advice not to encroach on public path.

4. In view of the above, no positive direction can be issued as prayed for by the petitioner. This Criminal Original Petition is closed with the above direction.

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s/d-
Assistant Registrar(CS-II)

True Copy

Sub-Assistant Registrar

To

1. The Commissioner of Police,
Greater Chennai, Vepery,
Chennai.
2. The Inspector of Police,
M.G.R.Nagar Police Station,
Chennai.
3. The Public Prosecutor
High Court, Madras.

+ 1 cc to M/s.L.Srileka, Advocate SR 35442

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