



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.08.2015

CORAM

THE HONOURABLE MS.JUSTICE R.MALACrl.O.P. (MD) No.15344 of 2015

P.Kannan

: Petitioner

Versus

State of Tamil Nadu rep. By
The Inspector of Police(Crime),
Crime Branch,
Cantonment,
Trichy District.

: Respondent

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure praying this Court to direct the respondent not to harass the petitioner in the guise of enquiry and insisting him to pay amount to Kabilaventhana.

For Petitioner : Mr.P.Seubalan Raja

For Respondent : Mr.K.Anbarasan,

Government Advocate (Crl. Side)

*******ORDER**

Heard both sides.

2. The learned counsel for the petitioner would submit that the respondent is harassing the petitioner under the guise of enquiry and hence, the petitioner has come forward with this petition for the above stated relief.

3. The learned Government Advocate (Criminal side), on instructions, would submit that based on the complaint given by one Kabilaventhana, petition enquiry is pending.

4. Considering the rival submissions made on both sides, the respondent is directed not to harass the petitioner under the guise of enquiry, but let the police investigate into the matter in accordance with law and the mandates as found set out in D.K.Basu Vs. State of West Bengal reported in AIR (1997) SC 610. If really, the police want to interrogate, it is open for the police to issue summons to the petitioner. Thereupon, the petitioner shall appear before the police and submit himself for interrogation.

5. The Criminal Original Petition is disposed of with the above direction.

PM

Sd/-

Assistant Registrar(Writs)



To

1.The Inspector of Police(Crime),Crime Branch, Cantonment,
Trichy District.

2.The Additional Public Prosecutor, Madurai Bench of Madras High Court,
Madurai.

1CC to Mr.P.Sesubalan Raja, Advocate, SR.No.45068.

Order made in

Cr1.O.P. (MD) No.15344 of 2015

Dated:

10.08.2015

2P/4C

AM/NGM.SS/SAR-II/28.08.2015.