



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 06.11.2015

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THE HONOURABLE MR. JUSTICE S. VAIDYANATHAN
Crl.O.P. (MD) No. 21444 of 2015

WEB COPY

Ayishaummal

... Petitioner

Vs

The Inspector of Police,
Aathoor Police Station,
Thoothukudi District.

... Respondent

Prayer: Petition filed under Section 482 of the Code of Criminal Procedure, directing the respondent not to harass the petitioner without any basis under the guise of enquiry.

For Petitioner	: Mr. P. M. Vishnuvarthanan
For Respondent	: Mr. A. P. Balasubramani
	Govt. Advocate (Crl. Side).

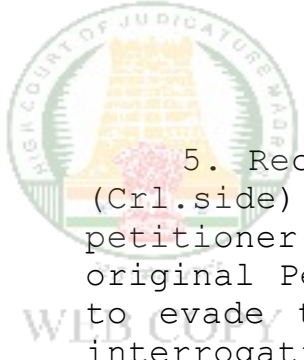
ORDER

The petitioner has come forward with this application, seeking for a direction to the respondent not to harass the petitioner without any basis under the guise of enquiry.

2. I have heard the learned counsel appearing on either side and perused the materials available on record.

3. The learned Government Advocate (Crl. side), on instruction, would submit that there is a complaint against the petitioner by the defacto complainant, for which the petitioner has been called for enquiry and there is no such harassment against the petitioner and if any interrogation is needed by the respondent against the petitioner, the norms which are mentioned in the Judgement of Hon'ble Apex Court in ***D.K. Basu Vs. State of West Bengal reported in AIR (1997) SC 610***, would be followed in case of interrogation or any further investigation. He would further submit that there will not be any harassment against the petitioner and the enquiry or interrogation would be done in accordance with law.

4. Considering the submissions made on both sides, the respondent police is entitled to investigate the matter by interrogating the petitioner in a proper manner. According to the submissions made by the learned Government Advocate (Crl. side), there was no harassment done by the police to the petitioner. He would also state that there will not be any harassment in future



5. Recording the statement of the learned Government Advocate (Crl.side) that the respondent police will not harass the petitioner in future under the guise of any enquiry, the criminal original Petition is closed. The petitioner cannot use this order to evade the enquiry that is going to be conducted and if any interrogation is needed from the police with regard to any enquiry, it is the duty cast upon the petitioner to participate and co-operate for the enquiry.

Sd/-

Assistant Registrar(AE)

/True copy/

Sub Assistant Registrar
Madurai Bench of Madras High Court,
Madurai.625 023

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To

1.The Inspector of Police,
Aathoor Police Station, Thoothukudi District.

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

+1 cc to Mr.P.M.Vishnuvarthanan,Advocate Sr NO.65367

Crl.O.P.(MD)No.21444 of 2015
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rg.SKN-SK 24.11.2015 2P/4C