



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.11.2015

CORAM:

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THE HONOURABLE MR.JUSTICE S.VAIDYANATHAN

CRL.OP.(MD)No.22074 of 2015

1.Noor Mohammad
2.Beer Bathu
3.Moideen Bathu
4.Najiammal : Petitioners
Vs.

1.The Inspector of Police
All Women Police Station,
Alangulam,
Tirunelveli District.

2.Magiriyabanu : Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., praying to direct the first respondent not to harass the petitioners in the guise of enquiry .

For Petitioner :Mr.J.Praveen
For Respondents :Mr.A.P.Balasubramani
Government Advocate(Crl. Side)

O R D E R

The petitioner has come forward with this petition seeking for a direction, directing the first respondent not to harass the petitioners in the guise of enquiry.

2. The learned Government Advocate (Criminal side), on instructions, would submit that the petition enquiry has been conducted and after due enquiry, the petition has been closed and there is no such harassment.

3. I have heard the learned counsel appearing on either side.

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 respondent police want to interrogate, it is open to the respondent 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.

Sd/-
Assistant Registrar (CSII)

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/True Copy/

Sub-Assistant Registrar

To,

1. The Inspector of Police ,
All Women Police Station,
Alangulam,
Tirunelveli District.

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

+One cc to Mr.J.Praveen, Advocate, SR.No.66724

CM
RL/4C/SKS/RR/2/12/2015

Order made in

CRL.OP.(MD)No.22074 of 2015

Dated:-
23.11.2015