



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 02.12.2015

CORAM:

THE HONOURABLE MR.JUSTICE S.VAIDYANATHAN

Crl.O.P (MD) Nos.22742, 22744, 22762, 22829
22837 and 22455 of 2015

MRS.G.SITHISULAIKA BEEVI,
REP.BY HER POWER AGENT,
A. MALAI KANNU,
RATHINASAMY
DR. PRABHU

... Petitioner in CRL OP (MD). 22742/ 2015
... Petitioner in CRL OP (MD). 22744/ 2015
... Petitioner in CRL OP (MD). 22762/ 2015

1 DR.S.VENKATESH BABU
2 DR.SUMATHI

... Petitioners in CRL OP (MD). 22829/ 2015

P. MURUGAN

... Petitioner in CRL OP (MD). 22837/ 2015

1 CHINNAMANI @ P.MUTHUSAMY

2 CHELLAMUTHU @ VALAIKARAN VALASU CHELLAMUTHU,

... Petitioners in CRL OP (MD). 22455/ 2015

- Vs. -

1 THE INSPECTOR OF POLICE, ANTI LAND GRABBING SPECIAL CELL,
OFFICE OF SUPERINTENDENT OF POLICE,
SETHUPATHI NAGAR, RAMANATHAPURAM.

2 G.M. SENTHIL KUMAR, CONSTABLE,
B1 POLICE STATION,
RAMANATHAPURAM.

... Respondents in CRL OP (MD). 22742/ 2015

1 THE SUPERINTENDENT OF POLICE. TIRUNELVELI DISTRICT,
TIRUNELVELI.

2 THE DEPUTY SUPERINTENDENT OF POLICE,
ALANGULAM,
TIRUNELVELI DISTRICT.

3 THE INSPECTOR OF POLICE PAPPAKUDI POLICE STATION,
PAPPAKUDI,
TIRUNELVELI DISTRICT.

... Respondents in CRL OP (MD). 22744/ 2015

THE INSPECTOR OF POLICE (CRIME),
S.S.COLONY POLICE STATION,
MADURAI.

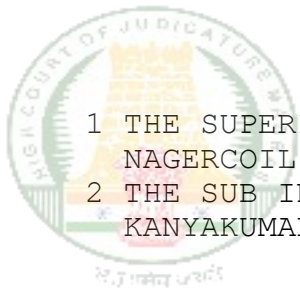
... Respondent in CRL OP (MD). 22762/ 2015

1 THE COMMISSIONER OF POLICE TIRUNELVELI CITY.

2 THE INSPECTOR OF POLICE CITY CRIME BRANCH,
TIRUNELVELI DISTRICT.

<https://hcservices.ecourts.gov.in/hcservices/> 3 DR. S. PREMA CHANDRAN PROP. SELVAN HOSPITAL,

... Respondents in CRL OP (MD). 22829/ 2015



1 THE SUPERINTENDENT OF POLICE KANYAKUMARI DISTRICT.
NAGERCOIL.

2 THE SUB INSPECTOR OF POLICE NITHIRAVILAI POLICE STATION,
KANYAKUMARI DISTRICT.

... Respondents in CRL OP(MD). 22837/ 2015

THE INSPECTOR OF POLICE,
KALLIMANTHAYAM POLICE STATION, DINDIGUL DISTRICT

... Respondent in CRL OP(MD). 22455/ 2015

Prayer in CRL OP(MD). 22742/ 2015 :

To pass an order, directing the 1st respondent not to interfere with the civil dispute in respect of the property bearing S.No. 167/2, Sakkarakottai, Ramanathapuram Taluk and District.

Prayer in CRL OP(MD). 22744/ 2015 :

To direct the 3 rd Respondent herein or their subordinates not to harass the Petitioner under the guise of investigation or enquiry and pass such further or other orders as this Honourable Court.

Prayer in CRL OP(MD). 22762/ 2015 :

To direct the respondent not to interfere in the civil dispute and not to harass the petitioner and his staffs and pass such other or further direction as this Honourable Court

Prayer in CRL OP(MD). 22829/ 2015 :

To direct the Inspector of Police, City Crime Branch, Tirunelveli City not to harass the petitioners under the garb of inquiring into the complaint of the 3rd Respondent and pass such any or other orders as this Honourable Court

Prayer in CRL OP(MD). 22837/ 2015 :

To issue a suitable direction directing the 2nd Respondent Police not to harass the Petitioner under the guise of enquiry without due process of law and to pass such further or other orders as this Honourable Court

Prayer in CRL OP(MD). 22455/ 2015 :

To issue direction to the respondents NOT TO HARASS the petitioners in the guise of enquiry and to pass such other or further orders as this Honble court may deem fit and proper

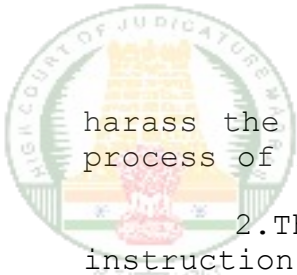
Advocate for the Petitioner:

1.Mr.V.Sitharanjan Das	... Crl. O.P.(MD)No. 22742 of 2015
2.Mr.J.Praekh Kumar	... Crl. O.P.(MD)No. 22744 of 2015
3.Mr.R.Surya Narayanan	... Crl. O.P.(MD)No. 22762 of 2015
4.Mr.R.Anand	... Crl. O.P.(MD)No. 22829 of 2015
5.Mr.M.R.Sreeni Vasan	... Crl. O.P.(MD)No. 22837 of 2015
6.Mr.Babu Rajendran	... Crl. O.P.(MD)No. 22455 of 2015

For Respondents: Mr.A.P.Balasubramani, Government Advocate (Crl.Side)
in All Crl.O.Ps.

C O M M O N O R D E R

The petitioners have come forward with these petitions seeking for a direction, directing the respondents and their subordinates not to



harass the petitioners under the guise of enquiry and to follow the due process of law.

2.The learned Government Advocate (Criminal side), on instructions, would submit that petition enquiry is pending. He would further submit that there is no such harassment, as contended by the petitioners.

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

4.Considering the rival submissions made on both sides, the respondents are directed not to harass the petitioners 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 petitioners. Thereupon, the petitioners shall appear before the police and submit themselves for interrogation. If there is any civil suit is pending between the parties, the police shall not interfere with the same.

5.The Criminal Original Petitions are disposed of with the above direction.

Sd/-

Assistant Registrar.

/True Copy/

Sub Assistant Registrar.

To

- 1.The Inspector of Police, Anti Land Grabbing Special Cell, Office of Superintendent of Police, Sethupathi Nagar, Ramanathapuram.
 - 2.The Superintendent of Police, Tirunelveli District, Tirunelveli.
 - 3.The Deputy Superintendent of Police, Alangulam, Tirunelveli District.
 - 4.The Inspector of Police, Pappakudi Police Station, Pappakudi, Tirunelveli District.
 - 5.The Inspector of Police (CRIME), S.S. Colony Police station, Madurai.
 - 6.The Commissioner of Police, Tirunelveli City,
 - 7.The Inspector Police, City Crime Branch, Tirunelveli District.
 - 8.The Superintendent of Police, Kanyakumari District. Nagercoil.
 - 9.The Sub-Inspector of Police, Nithiravilai Police Station, Kanyakumari District.
 - 10.The Inspector of Police, Kallimanthayam Police Station, Dindigul District.
 - 11.The Additional Public Prosecutor, Madurai Bench of Madras High Court, Madurai.
- +1CC to Mr.V.Sitharanjan Das, Advocate, SR.No. 68779
+1CC to Mr.J.Parekh Kumar, Advocate, SR.No. 68966
+1CC to Mr.R.Surya Narayanan, Advocate, SR.No. 68774
+1CC to Mr.R.Anand, Advocate, SR.No. 69286
+1CC to Mr.M.R.Sreeni Vasan, Advocate, SR.No. 68776
+1CC to Mr.Babu Rajendran, Advocate, SR.No. 68740

COMMON ORDER MADE IN
Crl.O.P(MD) Nos.22742, 22744, 22762,
22829, 22837 and 22455 of 2015
02.12.2015