



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.02.2015

CORAM:

THE HONOURABLE MR.JUSTICE B.RAJENDRAN

Writ Petition (MD)No.12036 of 2013

and MP(MD)No.2/2013

WEB COPY

1.Pandi
2.Rani
3.Prabakaran

... Petitioners

Vs.

1.The Superintendent of Police,
District Crime Branch,
Madurai.
2.The Inspector of Police,
District Crime Branch,
Madurai.
3.Chellammal

... Respondents

Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, forbearing the respondents 1 and 2 from calling the petitioner for enquiry and thereby interfering in a civil dispute which is the subject matter of O.S.No.647/2011 between petitioner and the 3rd respondent.

For Petitioner

: Mr.R.G.Shankar Ganesh

For Respondents for R1 & R2

: Mr.R.Karthikeyan,

Additional Government Pleader.

O R D E R

The petitioner has filed this writ petition seeking for Mandamus that the police should not interfere in the civil matter. According to him, he had also filed a civil suit in respect of the property as against the third respondent's children and suit has been decreed in favour of the petitioner. Thereafter, the third respondent filed an appeal and the same is pending. At this stage, the third respondent has filed a complaint before the respondent police. Based on that, the respondents are interfering with the civil dispute.

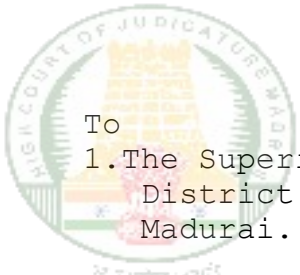
2.Learned Additional Government Pleader on instructions submitted that a complaint has been received for land grabbing against the petitioner and therefore, he was called for an enquiry and he also appeared and sought for time for production of documents but without coming back with the documents, straight away has come forward with the present writ petition. He would further submit that they are not harassing the petitioner and they are not interfering with the civil dispute as alleged by the petitioner.

3.Recording the submission made by the learned Additional Government Pleader that they are not harassing the petitioner, they are only investigating the criminal complaint and they will not interfere with the civil dispute as alleged by the petitioner, the writ petition is closed. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CO)

/True Copy/



To

1.The Superintendent of Police,
District Crime Branch,
Madurai.

2.The Inspector of Police,
District Crime Branch,
Madurai.

+one cc to Spl.Govt.Pleader, Sr.No.4948

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sms

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