

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.02.2016

CORAM :

THE HONOURABLE MS. JUSTICE R.MALA

Crl.O.P.No.1689 of 2016

M/s.Ideal Drymixes (India) Pvt. Ltd.,
Rep. By its Manager, V.R.Raghunandan,
S.F.No.247/2, Karuppur Main Road,
Manavasai Village & P.O., K.R.Puram Union & Taluk,
Karur District. ... Petitioner

Vs.

- 1.The Superintendent of Police,
Ram Nagar, Powai,
Coimbatore, Coimbatore Rural,
Tamil Nadu - 641 018.
- 2.The Superintendent of Police,
Krishnagiri District, Tamil Nadu - 635 001.
- 3.The Superintendent of Police,
Kanyakumari District, Tamil Nadu - 629 001. ... Respondents

Prayer:-Criminal Original Petition is filed under Section 482 Cr.P.C., to direct the respondents and their subordinate officers not to harass the petitioner in any manner known to law, under the guise of making an enquiry.

For Petitioner : Mr.K.Bijai Sundar

For Respondents : Mr.C.Emalias

Additional Public Prosecutor

ORDER

The petitioner has come forward with this petition seeking for a direction, directing the respondents and their subordinates not to harass the petitioner under the guise of enquiry.

2.The learned counsel for the petitioner would submit that the petitioner has obtained license for manufacturing using the raw materials such as river sand, quarry waste (rock powder), lime, cement, fly ash and polymers. But the respondent

police without any authority interfering with the business and harassing the petitioner. Hence, he pray for direction directing the respondent police not to harass the petitioner.

3.At this juncture, the learned Additional Public Prosecutor submitted that the petitioner is transporting the products to other States. He further submitted that the petitioner had license only to do business in the State of Tamil Nadu, which was evidenced by page No.6 of the typed set of papers. But he fairly conceded that they have not registered any case against the petitioner.

4.Recording the submission made by the learned Additional Public Prosecutor, the respondents are 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 him for interrogation.

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

-s/d-
Assistant Registrar(CSVII)

True Copy

Sub-Assistant Registrar

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To

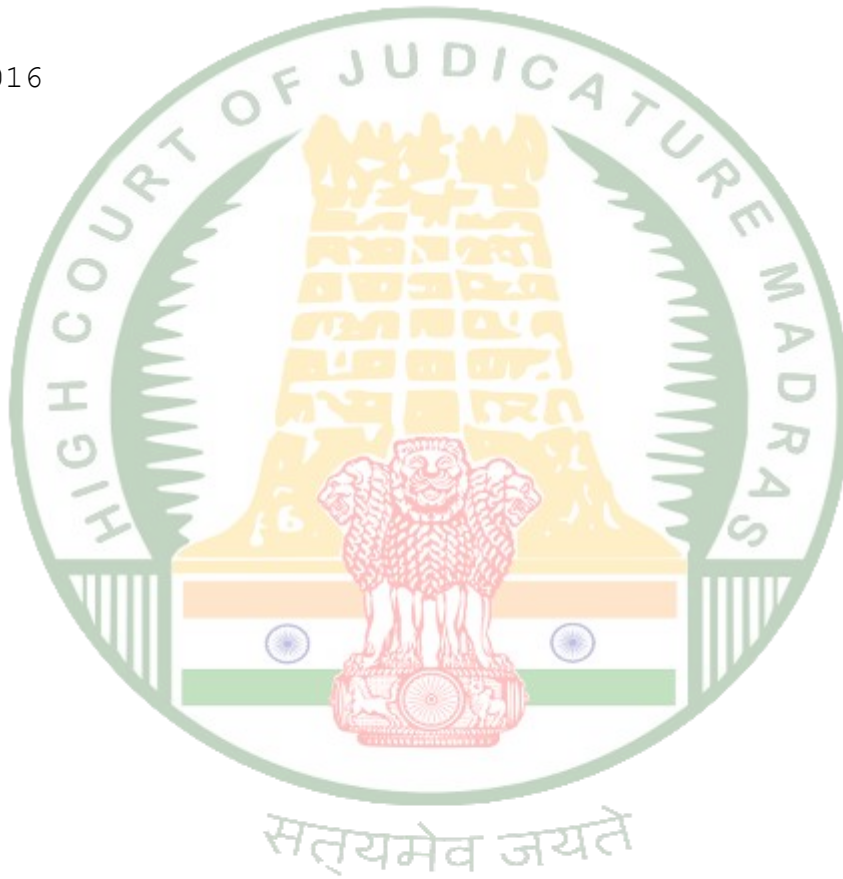
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4.The Public Prosecutor
High Court, Chennai.

+1 cc to M/s.K. Bijai Sundar Advocate sr.4606

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