

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.04.2016

CORAM:

THE HONOURABLE MS.JUSTICE R.MALA

Crl.O.P.No.8027 of 2016

Srikumar

... Petitioner

Vs.

The Inspector of Police,
C-2, Race Course Police Station,
Coimbatore District.

... Respondent

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., praying to direct the respondent not to harass the petitioner and his family members under the guise of enquiry on the complaint of one Indhu, W/o.Rajesh Kumar.

For Petitioner :Mr.R.Nalliyappan

For Respondents :Mr.C.Emalias

Additional Public Prosecutor

O R D E R

This petition is filed to direct the respondent not to harass the petitioner and his family members under the guise of enquiry on the complaint of one Indhu, W/o.Rajesh Kumar.

2.The learned counsel for the petitioner submitted that on the basis of the complaint given by one Indhu, W/o.Rajesh Kumar, the petitioner was called upon for enquiry and the respondent is harassing the petitioner under the guise of enquiry and hence, the petitioner has come forward with this petition for the above stated relief.

3.The learned Additional Public Prosecutor for the respondents submitted that it is the first summon issued on 02.04.2016 and there is no harassment.

4.Considering the rival submissions made on both sides, the petitioner is directed to appear before the respondent along with relevant documents on 18.04.2016. 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 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 himself for interrogation.

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

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

mps

To

1.The Inspector of Police,
C-2, Race Course Police Station,
Coimbatore District.

2.The Additional Public Prosecutor,
Madras High Court,
Madras.

+1 cc to Mr.R.Nalliyappan Advocate sr.23024

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