

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.04.2016

CORAM :

THE HONOURABLE MS. JUSTICE R.MALA

Crl.O.P.No.9019 of 2016

1.A.Ganeshan  
2.G.Valli  
3.T.Adaikalam

.. Petitioners

Vs.

The Inspector of Police,  
W-13 All Women Police Station,  
Tondiarpet,  
Chennai.

.. Respondent

Prayer:-Criminal Original Petition is filed under Section 482 Cr.P.C., to direct the respondent not to harass the petitioners by compelling them to ensure the presence of other respondents in DVC No.50/2015 pending before the learned XVI Metropolitan Magistrate, George Town, Chennai.

For Petitioners : Mr.M.Venugopal

For Respondent : Mr.C.Emalias  
Additional Public Prosecutor

ORDER

The petitioners have come forward with this petition seeking for a direction, directing the respondent not to harass the petitioners under the guise of enquiry.

2. The learned counsel for the petitioners would submit that on the basis of the complaint given by one S.Sruthi, the wife of the third petitioner's son, the respondent is harassing the petitioners under the guise of enquiry and hence, he pray for direction directing the respondent not to harass the petitioners.

3. At this juncture, the learned Additional Public Prosecutor appearing for the respondent would submit that on the basis of the complaint given by one S.Sruthi, the wife of the third petitioner's son, petition enquiry in C.S.R.No.106 of 2016 is pending.

4. Considering the above submissions, the respondent is 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 them for interrogation.

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

Sd/-  
Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

cse

To

1.The Inspector of Police,  
W-13 All Women Police Station,  
Tondiarpet,  
Chennai.

2.The Public Prosecutor  
High Court, Chennai.

+ 1 cc to M/s. C.S. Kiran, Advocate Sr.25827

सत्यमेव जयते

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AD(CO)  
EU 11.05.16

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