



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 28.01.2016

CORAM:

THE HONOURABLE Mr.JUSTICE S.VAIDYANATHAN

Cr1.O.P. (MD)No.1482 of 2016

Mohammed Azarudhin

... Petitioner

Vs.

The Inspector of Police,
Kadayanallur Police Station,
Tirunelveli District.

... Respondent

PRAYER: Petition is filed under Section 482 of the Code of Criminal Procedure, to direct the respondent not to harass the petitioner based on the complaint submitted by one Ayub Khan under the guise of enquiry.

For Petitioner : Mr.V.Sasikumar

For Respondents : Mr.A.P.Balasubramani, G.A.(Cr1. Side)

O R D E R

The petitioner has come forward with this petition seeking for a direction, directing the respondent not to harass the petitioner based on the complaint submitted by one Ayub Khan under the guise of enquiry.

2.The learned Government Advocate (Criminal side), on instructions, would submit that petition enquiry is pending.

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

4. Considering the rival submissions made on both sides, 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.

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

Sd/-

Assistant Registrar (W)

/True Copy/



To

1. The Inspector of Police,
Kadayanallur Police Station,
Tirunelveli District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+ 1 CC TO M/S.V.SASIKUMAR, ADVOCATE IN SR NO.5923/16

NBJ

TE/GSV-AN/ : 11/02/2016 : 2P/4C

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