



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.09.2016

CORAM:

THE HONOURABLE Dr. JUSTICE S.VIMALA

Crl.O.P.(MD).No.16247 of 2016

M.V.Selvam

.. Petitioner

Vs.

The Inspector of Police,
Melavalavu Police Station,
Melur, Madurai District

.. Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C. praying to direct the respondent not to harass the petitioner under the guise of enquiry.

For Petitioner	: Mr.PT.S.Narendra Vasan
For respondents	: Mr.A.P.Balasubramani
	Government Advocate (Criminal side)

ORDER

It is a petition seeking a direction to the respondent not to harass the petitioner under the guise of enquiry.

2. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl. Side).

3. The learned counsel for the petitioner would submit that the 1st defendant has executed a sale agreement in favour of the petitioner in respect of the share allotted to the 1st defendant in accordance with the preliminary decree in O.S.No.510/1970 and in the said suit, an application for final decree is pending. It appears that the de-facto complainant, who is the 33rd defendant in the suit, aggrieved over the sale agreement, preferred the false complaint, over which, the respondent has no jurisdiction.

4. The learned Government Advocate (Crl. Side), on instructions, would submit that a suit is pending, in which, the civil Court has got jurisdiction to decide and the respondent has no interest in the civil dispute between the parties. Therefore, there is no opportunity for the respondents to harass the petitioner.



5. In view of the submission made by the learned Government Advocate (Crl. Side), this petition is closed.

Sd/

Assistant Registrar(C.O.)

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/True Copy/

Sub Assistant Registrar.

To

1.The Inspector of Police,
Melavalavu Police Station,
Melur, Madurai District

2.The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.

+1CC to M/S.P.T.S.Narendravasan,Advocate, SR.No. 48991

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AM/SKS.RR/17.10.2016/2P/4C