

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED: 17.02.2016****CORAM:****THE HONOURABLE MR.JUSTICE P.N.PRAKASH**

WEB COPY

Criminal Original Petition (MD) No.2835 of 2016

Stephen Prabakaran ... Petitioner

vs.

1. The Superintendent of Police
Kanyakumari District, Nagercoil
2. The Deputy Superintendent of Police
Thakkalai Sub Division, Kanyakumari District
3. The Inspector of Police (Crime)
Kotrikodu Police Station
Kanyakumari District ... Respondents

PRAYER: This petition is preferred under Section 482 Cr.P.C., to direct the respondents 2 and 3 not to harass the petitioner and his family members in the name of enquiry and not to interfere into a matter of civil in nature.

For Petitioner :Mr.M.Solaisamy

For Respondents :Mr.S.Prabha, G.A. (Crl.Side)

O R D E R

This petition has been filed to direct the respondents 2 and 3 not to harass the petitioner and his family members under the guise of enquiry except due process of law.

2. Heard the learned counsel for the petitioner, learned Government Advocate (Criminal Side) appearing for the respondents and perused the materials placed on record.

3. It is represented by the learned Government Advocate (Criminal Side) that, on the complaint lodged by one Rachel Inbabi, against the petitioner herein, petition enquiry is pending.

4. The petitioner and his family members are directed to participate in the enquiry and during enquiry, they shall not be harassed. During the course of enquiry, if any cognizable



offence is made out, the respondent Police is free to register an FIR and this order shall not be a shield for the petitioner and his family members against arrest.

5. With the above direction, this criminal original petition is closed.

Sd/
Assistant Registrar (AE)

/True Copy/

Sub Assistant Registrar

krk

To

- 1.The Superintendent of Police,
Kanyakumari District, Nagercoil.
- 2.The Deputy Superintendent of Police,
Thakkalai Sub Division,
Kanyakumari District.
- 3.The Inspector of Police (Crime),
Kotrikodu Police Station,
Kanyakumari District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Cn/MPA/26.2.2016/5c-2p

Cr1.O.P. (MD) No.2835 of 2016