



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.03.2016

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE P.N.PRAKASH

Criminal Original Petition (MD) No.3924 of 2016

Ramar

... Petitioner

vs.

1.The Superintendent of Police,
Tirunelveli District

2.The Inspector of Police,
District Crime Branch
Palayamkottai,
Tirunelveli District

... Respondents

PRAYER: This petition is preferred under Section 482 Cr.P.C., to direct the 2nd respondent police not to harass the petitioner and his family members under the guise of enquiry and consequently direct the 2nd respondent to follow the dictum laid down by our Hon'ble Supreme Court in D.K.Basu case reported in 1997(1) SCC 416.

For Petitioner : Mr.C.Christopher

For Respondents : Mr.K.V.Rajarajan

Government Advocate (Crl. Side)

O R D E R

This petition has been filed to direct the 2nd respondent police not to harass the petitioner and his family members under the guise of enquiry and consequently direct the 2nd respondent to follow the dictum laid down by our Hon'ble Supreme Court in D.K.Basu case reported in 1997(1) SCC 416.

2. Heard the learned counsel for the petitioner, learned Government Advocate (Criminal Side) appearing for the respondents 1 and 2 and perused the materials placed on record.

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

4. The petitioner is directed to participate in the enquiry and during enquiry, he 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 against arrest.



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

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Sd/-

Assistant Registrar (W)

/True Copy/

Sub-Assistant Registrar

To

1. The Superintendent of Police,
Tirunelveli District
2. The Inspector of Police,
District Crime Branch
Palayamkottai,
Tirunelveli District
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

RR

RL/4C/JGB/DP/22/3/2016

Cr1.O.P. (MD) No.3924 of 2016
07/03/2016