



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.01.2016

CORAM:

THE HONOURABLE MR.JUSTICE S.VAIDYANATHAN

CRL.OP.(MD)No.95 of 2016

Ramani Bharathi

: Petitioner

Vs.

1.The Superintendent of Police,
Thoothukudi District
Thoothukudi

2.The Sub Inspector of Police
Kovilpatti East Police Station,
Kovilpatti
Thoothukudi District

: Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Cr.P.C., praying to direct the 2nd respondent not to harass the petitioner and his wife.

For Petitioner :Mr.S.Pon Senthilkumaran

For Respondents :Mr.A.P.Balasubramani
Government Advocate(Crl. Side)

O R D E R

The petitioner has come forward with this petition praying to direct the 2nd respondent not to harass the petitioner and his wife.

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

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

4. Considering the rival submissions made on both sides, the respondents are 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. In case of civil dispute, if the petitioner is armed with judgment and decree in his favour to the dispute, the police shall give protection to those, who have judgment and decree in his favour.



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

Sd/-
Assistant Registrar (W)

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/True Copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,
Thoothukudi District
Thoothukudi

2. The Sub Inspector of Police
Kovilpatti East Police Station,
Kovilpatti
Thoothukudi District

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

+1cc to Mr.S.Pon Senthilkumaran, Advocate SR.No.743

Order made in

CRL.OP.(MD)No.95 of 2016

Dated:-
06.01.2016

RR
NS/NGM-SS/12.01.2016 : 2P/5C