

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.01.2017

CORAM

THE HONOURABLE MR. JUSTICE R.MAHADEVAN

Cr1.O.P.No.342 of 2017

1.N.Venkatesappa
2.G.Lachamma

... Petitioners

Vs

1.The Superintendent of Police,
Krishnagiri District,
Krishnagiri.

2.The Deputy Superintendent of Police,
Anti Land Grabbing Cell,
Krishnagiri District.
Krishnagiri.

... Respondents

Criminal Original Petition filed under Section 482 Cr.P.C. to direct the second respondent not to harass the petitioners and consequently, direct him not to interfere in the civil matters by appreciating the facts and circumstances of the case.

For Petitioners : Mr.R.Jayaprakash

For Respondents : Mr.C.Emalias,
Addl. Public Prosecutor

ORDER

The present criminal original petition has been filed seeking a direction to the second respondent not to harass the petitioners and also not to interfere with the civil matters between the parties.

2. It is the case of the petitioners that one Rathnamma has filed a suit in O.S.No.187 of 2013 before the Sub Court, Hosur as against the petitioners and others, for specific performance of the agreement dated 24.04.2007 and the same is pending adjudication. While so, one Muthappa claiming himself to be the purchaser of the subject property of the said suit, lodged a complaint before the second respondent. Pursuant to the same, the second respondent is threatening the petitioners to settle the dispute with the complainant Muthappa, under the guise of enquiry. Therefore, the petitioners have come up with the present petition for the above stated relief.

3. Learned counsel for the petitioners submitted that the dispute between the parties is more of civil in nature. However, the respondents are harassing and intimidating the petitioners to settle the matter with the complainant.

4. On the other hand, learned Additional Public Prosecutor, on instructions, submitted that there was no such harassment or intimidation caused by the respondents, as alleged by the petitioners. Learned Additional Public Prosecutor further submitted that the petitioners were only directed to produce the documents relating to the property in question.

5. Considering the facts and circumstances of the case and taking note of the submissions made on either side, this Court directs the petitioners to appear before the second respondent and produce the necessary documents for the purpose of enquiry. It is made clear that the second respondent shall not intimidate or pressurise the petitioners to settle the matter with the parties.

6. Accordingly, this Criminal Original Petition is disposed of.

Sd/-

Asst.Registrar (CO)

/true copy/

Sub Asst. Registrar

To

1.The Superintendent of Police,
Krishnagiri District, Krishnagiri.

2.The Deputy Superintendent of Police,
Anti Land Grabbing Cell, Krishnagiri District, Krishnagiri.

3.The Public Prosecutor, High Court, Madras.

+1 cc to M/s.R.Jayaprakash,advocate,sr.5412.

kj(co)
krd 14/2

Cr1.O.P.No.342 of 2017