

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.02.2017

CORAM:

THE HONOURABLE MR. JUSTICE D. KRISHNAKUMAR

W.P.No.23069 of 2013

& M.P.No.1 of 2013

S.Mohan Kumar

.. Petitioner

Versus

1.The Commissioner of Police,
Egmore, Chennai - 600 008.

2. The Inspector of Police,
Vepery Police Station,
Vepery, Chennai.

.. Respondents

Prayer: The Writ Petition is filed under Article 226 of the Constitution of India, seeking for a Writ of Mandamus, directing the respondents, their men and Sub-ordinates from in any manner illegally harassing the petitioner including the Kattapanchayat and compelling the petitioner to settle with his borrowers without following due process of law.

For Petitioners : M/s.R.Saravanakumar

For Respondents : Mr.S.Diwakar, Spl.G.P.

O R D E R

The petitioner has filed this Writ Petition to direct the respondents, their men and Sub-ordinates from in any manner illegally harassing the petitioner including the Kattapanchayat and compelling the petitioner to settle with his borrowers without following due process of law.

2. The learned Special Government Pleader appearing for the respondents has submitted that the second respondent has not registered any case or has sent any police personnel for any enquiry against the petitioner. Three criminal cases are filed against the petitioner, of which two cases are of same type. The petitioner is shown as accused in Crime No.446/2009, which has been registered in 2009 by City Central Crime Branch and the same is pending trial before the learned

Chief Metropolitan Magistrate, Egmore, in C.C.No.1616/2015. The petitioner also filed quash petition in CrI.O.P.No.25158/2009, which was dismissed on 20.11.2014. Cr.No.747/2008 was registered on 29.09.2008, for the offences of Forgery and Land grabbing, impersonation in depriving the complainant of his property, pending trial before the learned Judicial Magistrate, Poonamallee in C.C.No.6/2010. Cr.No.4/2012 is pertaining to copyright violations and sale of obscene DVDs being investigated by Central Crime Branch Team-X. The cases have been registered and enquired by Central Crime Branch. The petitioner has unnecessarily impleaded the 2nd respondent, in the above Writ Petition. However, the petitioner has not impleaded the concerned authority in the Writ Petition. Therefore, if at all there is any grievance, it is open to the petitioner to approach appropriate forum, if it is permissible under law.

3. With the above observation, the Writ Petition is dismissed. No Costs. Consequently, the connected Miscellaneous Petition is closed.

Sd/
Assistant Registrar

/True copy/
Sub Assistant Registrar

To

1.The Commissioner of Police,
Egmore, Chennai - 600 008.

2. The Inspector of Police,
Vepery Police Station,
Vepery, Chennai.

+1cc to Mr.R.Saravanakumar, Advocate, SR.No.9191

+1cc to Government Pleader SR.No.8941

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SDR 28.02.2017