



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 08.08.2017

CORAM :

WEB COPY

THE HONOURABLE MR. JUSTICE S. S. SUNDAR

CRL.O.P (MD) No.10390 of 2017

1. Paul George
2. T. Lawrence
3. Joe Perez

: Petitioners

Vs.

1. The Inspector General of Police,
South Zone, Madurai.
2. The Deputy Inspector General of Police,
Tirunelveli Range,
Tirunelveli.
3. The Superintendent of Police,
Tirunelveli District.
4. The Deputy Superintendent of Police,
Valliyoor Sub Division,
Tirunelveli District.
5. The Inspector of Police,
Valliyoor Police Station,
Tirunelveli District.

6. M. Pandi

: Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to direct the respondents 4 and 5 not to harass the petitioners in the name of holding an enquiry.

For Petitioners : Mr. R. Anand
For R-1 to R-5 : Mr. K. Anbarasan,
Government Advocate (Crl. Side).

O R D E R

This Criminal Original petition is filed seeking a direction to the respondents 4 and 5 not to harass the petitioners in the name of holding an enquiry.

2. Heard the learned counsel appearing for the petitioners and the learned Government Advocate (Criminal side) appearing for the respondents 1 to 5.



3. The learned counsel for the petitioners submitted that at the instigation of the sixth respondent in this petition, the petitioners are being harassed. It is stated that at least on two occasions, the petitioners were called for enquiry, without issuing summons. He also submitted that there was a dispute and the same was amicably settled pursuant to the Peace Committee Meeting held by the Tahsildar concerned. Though everything went on well, the enquiry at the instigation of the sixth respondent is nothing but a harassment.

4. The contention of the petitioners is disputed and the learned Government Advocate(Criminal Side) on instructions submitted that the settlement is made between the parties, pursuant to the decision taken by the Peace Committee Meeting.

5. Since the specific allegations have been made against the respondent police, this petition is closed. However, with a direction to the respondent police not to harass the petitioners by calling upon them to appear for any enquiry without issuing summons. If there is a complaint as against the petitioners, they may be called upon by the respondent police to enquire them, after issuing summons prescribing date and time and informing the petitioners concerned, the nature of the complaint received against them and the purpose of the enquiry.

Sd/-

Assistant Registrar (CS-II)

/True copy/

Sub Assistant Registrar

To

1. The Inspector General of Police, South Zone, Madurai.
2. The Deputy Inspector General of Police, Tirunelveli Range, Tirunelveli.
3. The Superintendent of Police, Tirunelveli District.
4. The Deputy Superintendent of Police, Valliyoor Sub Division, Tirunelveli District.
5. The Inspector of Police, Valliyoor Police Station, Tirunelveli District.
6. The Additional Public Prosecutor, Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.R.ANAND, Advocate, SR No. 71557.

PMU

PSM/SKN-RSK/SAR4/21.08.2017/2P/8C