



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 28.09.2017

CORAM:

THE HONOURABLE MR. JUSTICE M.V. MURALIDARAN

Cr1.O.P. (MD) No.13321 of 2017

WEB COPY

G.Vimala

.... Petitioner

Vs.

1.The Inspector General of Police,
South Zone,
Office of the Inspector General of Police,
Madurai.

2.The Superintendent of Police,
Theni District.

3.The Inspector of Police,
South Police Station,
Cumbum, Theni District.

4.Murugan

.... Respondents

Prayer: Petition is filed under Section 482 of Cr.P.C., to direct the 3rd respondent herein not to interfere in the civil dispute in between the petitioner and the 4th respondent herein in respect of the property situate in Survey No.1360/2D in Patchimankulam, Cumbum Mettu Road, Theni District.

For petitioner :Mr.D.Senthil

For R1 to R3 :Mr.C.Ramesh

Additional Public Prosecutor

O R D E R

This petition has been filed to direct the 3rd respondent herein not to interfere in the civil dispute in between the petitioner and the 4th respondent herein in respect of the property situate in Survey No.1360/2D in Patchimankulam, Cumbum Mettu Road, Theni District.

2.Heard the learned Counsel appearing for the Petitioner and the learned Additional Public Prosecutor appearing for the respondents 1 to 3.

3. According to the learned Additional Public Prosecutor, the petitioner has given a complaint and the same is pending investigation.

4.However, the learned counsel for the petitioner submitted that the petition is only not to harass the petitioner.



5. Whatever might be the circumstances, there shall be no harassment to the petitioner, 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. The petitioner is also permitted to take the assistance of the Advocate to the limited extent as found envisaged in the precedent cited supra.

6. With the above observation, this Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar/Vacation Officer

/True Copy/

Sub Assistant Registrar

To

1. The Inspector General of Police,
South Zone, Office of the Inspector General of Police,
Madurai.

2. The Superintendent of Police,
Theni District.

3. The Inspector of Police,
South Police Station,
Cumbum, Theni District.

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

+1cc to Mr.D.SENTHIL Advocate in SR. No. 81393

MM

JS/SKN.RSK/SAR.3/4.10.2017/2P-6C

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