



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.10.2017

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE S.S.SUNDAR

CRL.O.P.(MD).No.14076 of 2017

Arjun . . . Petitioner
Vs.
1.The Superintendent of Police,
Kanyakumari District,
at Nagercoil.
2.The Superintendent of Police,
Thoothukudi,
Thoothukudi District.
3.The Inspector of Police,
Thuckalay Police Station,
Kanyakumari District. . . Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to direct the respondents not to harass the petitioner under the guise of enquiry.

For Petitioner : Mr.S.C.Herold Singh
For Respondents : Mr.K.S.Durai Pandiyan,
Additional Public Prosecutor.

ORDER

This Criminal Original petition is filed for issuing a direction to the respondents not to harass the petitioner under the guise of enquiry.

2. Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondents.

3. The petitioner states that he has not involved in any criminal case. It is the further case that his brother though involved in such criminal cases, under the guise of enquiry the third respondent is harassing the petitioner.

4. Learned Additional Public Prosecutor however on instructions submitted that no case has been registered against the petitioner. He further submitted that there was no harassment to the petitioner and the petitioner will be called for any enquiry only if any case



is registered against the petitioner.

5. The said undertaking is recorded.

6. Even if the presence of the petitioner is required for any enquiry, the same shall also done only after issuing summons prescribing date and time and following the Judgment of the Hon'ble Supreme Court in the case of **D.K.Basu Vs. State of West Bengal**.

7. With the above observation, the Criminal Original petition is closed.

Sd/-

Assistant Registrar(CS-II)

/True Copy/

Sub Assistant Registrar

To

1.The Superintendent of Police,
Kanyakumari District,
at Nagercoil.

2.The Superintendent of Police,
Thoothukudi,
Thoothukudi District.

3.The Inspector of Police,
Thuckalay Police Station,
Kanyakumari District.

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

+1cc to Mr.S.C.HEROLD SINGH Advocate in SR. No. 83205

PMU

JS/SKN.RSK/SAR.1/3.11.2017/2P-6C

Cr1.O.P.(MD).No.14076 of 2017
23.10.2017