



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.06.2017

CORAM

WEB COPY

THE HONOURABLE MS.JUSTICE **A.M.BASHEER AHAMED**

Crl.O.P.(MD)No.5505 of 2017

Kulasekar : Petitioner

Vs.

The Sub-Inspector of Police,
Serakulam Police Station,
Tuticorin District. : Respondent

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure praying to direct the Respondent police that not to harass the petitioner and his family members in the guise of enquiry.

For Petitioner : Mr.M.S.Jeyakarthik
For Respondent : Mr.K.Anbarasan,
Government Advocate (Crl. Side)

O R D E R

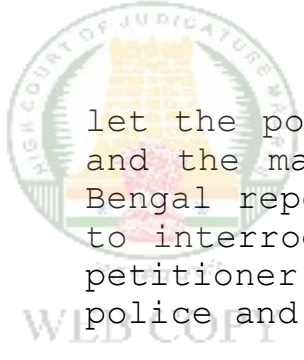
Heard both sides.

2. The learned counsel appearing for the petitioner has admitted that no complaint or FIR is pending against the petitioner herein.

3. The learned Government Advocate (Crl. Side) appearing for the respondent states that the petitioner is rowdy sheeted as per the records of the police and also there are three cases pending against the petitioner herein and the police is entitled to watch the movement of the petitioner and the respondent police has not harassed the petitioner at any time.

4. The learned counsel appearing for the petitioner states that the petitioner is being called by the respondent without any reason and harassed the petitioner under the guise of enquiry.

5. Considering the rival submissions made by both sides, the respondent is directed not to harass the petitioner and his family members under the guise of enquiry in respect of any matters, 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.

6. The Criminal Original Petition is disposed of with the above direction.

Sd/-
Assistant Registrar(CS-II)

/True Copy/

Sub Assistant Registrar

To

The Sub-Inspector of Police,
Serakulam Police Station,
Tuticorin District.

+1cc to M/S.M.S.Jeyakarthik, Advocate SR.No. 58038

Order made in
Crl.O.P.(MD)No.5505 of 2017
01.06.2017

trp/rmk
JM/MR/SAR 1/07.06.2017/2P/3C