

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED: 01.06.2017

CORAM

WEB COPY

THE HONOURABLE MS.JUSTICE A.M.BASHEER AHAMED**Cr1.O.P. (MD)No.5551 of 2017**

Dr.S.Parkavi : Petitioner

Vs.

1. The Superintendent of Police,
Theni District.2. State rep. by its,
The Inspector of Police,
All Woman Police Station,
Bodinayakkanur,
Theni District.

: Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure praying to direct the 2nd respondent herein not to harass the petitioner in name of enquiry without due process of law.

For Petitioner : Mr.P.Venkatesan
For Respondents : Mr.K.Anbarasan,
Government Advocate (Cr1. Side)

O R D E R

Heard both sides.

2. The learned counsel appearing for the petitioner states that there is a matrimonial disputes between the husband and wife and due to which the second respondent herein harassing the petitioner under the guise of enquiry.

3. The learned Government Advocate (Cr1. Side) appearing for the respondents states that petition enquiry alone is pending against the petitioner herein and the alleged threat or harassment is not true.

4. Considering the rival submissions made on both sides, the second respondent is directed not to harass the petitioner under the guise of enquiry, 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.

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

Sd/-
Assistant Registrar (CS-I)

/True Copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,
Theni District.
2. The Inspector of Police,
All Woman Police Station,
Bodinayakkanur,
Theni District.

+1cc to M/S. P.VENKATESAN, Advocate, SR.No.58206.

Order made in
Crl.O.P. (MD) No.5551 of 2017
01.06.2017

SDS/SV/SAR 1/07.06.2017/2P/4C