

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Date : 06.12.2018

CORAM:

THE HON'BLE MR.JUSTICE N. ANAND VENKATESH

Crl.O.P.No.28517 of 2018

1.R.Revathiyammal

2.R.Sarath Babu

3.R.Madhanraj

... Petitioners

Vs.

1.The Superintendent of Police,  
Kanchipuram,  
Kanchipuram District.

2.The Inspector of Police,  
District Crime Branch/ Land Grabbing Cell,  
Kanchipuram,  
Kanchipuram District.

3.The Sub-Inspector of Police,  
District Crime Branch/Land Grabbing Cell,  
Kanchipuram,  
Kanchipuram District.

.... Respondents

Prayer: Criminal Original Petition filed under Section 482 of Cr.P.C., to direct the second and third respondents not to harass the petitioners based on the complaint given by Jagadeeswari, G.Prabakaran, G.Dhanasekar and G.Makesh and other than due process of law.

For Petitioners : Mr.E.Vijay Anand

For Respondents : Mr.M.Mohamed Riyaz  
Additional Public Prosecutor

ORDER

This petition has been filed seeking for a direction to the second and third respondents not to harass the petitioners.

2. The learned counsel for the petitioners would submit that the property in question is a joint family property and already suits are pending between the parties in O.S.Nos.99, 101 and 127 of 2018. While so, the defacto complainant in the suit

has given a complaint before the second respondent police as if the petitioners are grabbing the land. The learned counsel would submit that the dispute is Civil in nature and the second respondent should not interfere in this case.

3. From the available materials, it is seen that the parties are agitating their rights before Competent Civil Court. The second respondent will not have any role to play in a case of this nature. The second respondent is directed not to interfere with the dispute between the parties and the parties shall be relegated to the Civil Court, where the suits are pending.

4. The respondent police is directed not to harass the petitioner in the name of enquiry.

5. With the above direction, this Criminal Original Petition is disposed of.

Sd/-  
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

To

- 1.The Superintendent of Police,  
Kanchipuram,  
Kanchipuram District.
- 2.The Inspector of Police,  
District Crime Branch/ Land Grabbing Cell,  
Kanchipuram,  
Kanchipuram District.
- 3.The Sub-Inspector of Police,  
District Crime Branch/Land Grabbing Cell,  
Kanchipuram,  
Kanchipuram District.
4. The Public Prosecutor,  
Madras High Court, Madras.

+1cc to Mr.E.Vijay Anand, Advocate sr.no.83870

Cr1.O.P.No.28517 of 2018

sj(co)  
nr 24/12/2018