



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.03.2018

CORAM

WEB COPY

THE HON'BLE MR.JUSTICE P.RAJAMANICKAM

Crl.O.P.(MD) No.3083 of 2018

K.Vasuki

... Petitioner

-Vs-

1.The Commissioner of Police,
Madurai City,
Madurai.

2.The Inspector of Police,
K.Pudur Police Station,
Madurai.

3.Marimuthu

... Respondents

Prayer: Criminal Original petition filed under Section 482 of Code of Criminal Procedure, to direct the second respondent not to harass the petitioner and not to interfere with the civil dispute.

For Petitioner : Mr.C.Jeyaprakash

For R-1 and R-2 : Mr.Prabu Ramachandran
Government Advocate (Crl.Side)

O R D E R

This Criminal Original petition has been filed to direct the second respondent not to harass the petitioner under the guise of enquiry based on the complaint given by the third respondent.

2.The learned counsel for the petitioner has submitted that the third respondent has fabricated a pro-note stating that the petitioner's son has borrowed a sum of Rs.5,00,000/- on 21.07.2011 and based on that, the third respondent gave a false complaint against the petitioner herein before the second respondent. Based on the said complaint the second respondent is harassing the petitioner.

3.The learned Government Advocate (crl.side) has submitted that after receipt of the complaint from the third respondent, an enquiry was conducted and it was closed on 20.02.2018 as the dispute is civil in nature.



4.The learned counsel for the third respondent has submitted that the petitioner is liable to pay a huge amount of Rs.5,00,000/- and hence, the matter may be referred to mediation and conciliation centre.

5.Considering the fact that already the third respondent's complaint has been closed by the second respondent, this Court is of the view that it cannot direct the parties to appear before the mediation. It is always open to the third respondent to submit an application before the mediation and conciliation centre.

6.With the aforesaid observation, this criminal original petition is disposed of.

Sd/-

Assistant Registrar(AD-II)

/True Copy/

Sub Assistant Registrar

To

1.The Commissioner of Police,
Madurai City,
Madurai.

2.The Inspector of Police,
K.Pudur Police Station,
Madurai.

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

+1CC to Mr.C.Jeyaprakash, Advocate, SR.No. 54116

Cr1.O.P.(MD) No.3083 of 2018
09.03.2018

cp

AM/SV MMS/SAR 1/05.04.2018/2P/5C