

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 10.01.2019

CORAM
THE HONOURABLE MR.JUSTICE N. ANAND VENKATESH
Cr1.O.P.No.875 of 2019

Dr.P.Arulmurugan

... Petitioner

Vs.

1. State rep by
Inspector of Police,
Karattupalayam Rural Police Station,
Tiruchengode Taluk,
Namakkal District.
2. The Joint Director of Rural and Medical
Health Services,
Namakkal District,
Namakkal.

... Respondent

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure, to direct the 1st respondent police herein not to harass the petitioner at the instance of any complaint in respect of practice of Allopathic medicine without following the due process of law.

For Petitioner : Mr.M.Saravanan

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

O R D E R

This Criminal Original Petition has been filed seeking a direction to the first respondent police not to harass the petitioner, who is practising Homeopathi Doctor.

2.The learned Counsel for the petitioner would submit that the petitioner is a Homeopathi doctor, who has valid qualification given by an authorised university. The petitioner is only practising Homeopathi and he never practised Allopathy at any point of time. However, there is a regular harassment from the first respondent, due to which the petitioner is not able to continue with his Homeopathi practice.

3.The learned Additional Public Prosecutor would submit that as and when there is a complaint against the petitioner to the extent that the petitioner is practising as an Allopathic doctor and prescribing Allopathic Medicines, the first respondent

police has to necessarily enquire about the same, since it involves the life of people and public interest. The learned Additional Public Prosecutor would further submit that the first respondent police will not unnecessarily intervene with the practise of the petitioner, if he strictly adhered in the practise of Homeopathi.

4.The submissions made by the learned Additional Public Prosecutor is recorded and the first respondent police shall call the petitioner for an enquiry by issuing a summon, only in case, when there is a specific complaint that the petitioner is practising Allopathy and prescribing Allopathic Medicines.

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

Sd/-

Assistant Registrar(J)

//True Copy//

Sub Assistant Registrar

ay/rpl

To

- 1.Inspector of Police,
Karattupalayam Rural Police Station,
Tiruchengode Taluk,
Namakkal District.
- 2.The Joint Director of Rural and Medical
Health Services,
Namakkal District,
Namakkal.
- 3.The Public Prosecutor,
High Court, Madras.

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rrs 04/02/2019

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