

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.02.2019

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CrI.O.P.No. 2571 of 2019

Mani

... Petitioner

Vs.

1.State represented by
Inspector of Police,
Tiruvannamalai Town Police Station,
Tiruvannamalai District.

2.The Superintendent of Police,
Tiruvannamalai District,
Tiruvannamalai.

... Respondents

PRAYER: Criminal Original Petition filed under Section 482
Cr.P.C. praying to pass an order directing the respondents not
to harass the petitioner.

For Petitioner : Mr.R.Balakrishnan

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

ORDER

This petition has been filed seeking direction to the
respondent police not to harass the petitioner in connection
with Crime No. 57 of 2019 pending on the file of Respondent
Police.

2. Heard the learned Counsel for the petitioner and
learned Additional Public Prosecutor for the respondent police.

3. The learned counsel appearing for the petitioner
submits that the respondent police harassed the petitioners
under the guise of enquiry.

4. The learned Additional Public Prosecutor appearing for
the respondent police submits that the police called the
petitioner for enquiry in the pending FIR in Crime No.57 of

2019. The case where the FIR is pending against the petitioner, there is no scope for this Court to entertain the petition under Section 482 of Cr.P.C., under the caption "Not to harass".

5. Under such circumstances, once the regular FIR has been registered, the question of "Not to harass" will not arise. Any direction issued by this Court at this stage will amount to interfering with the investigation conducted by the respondent police. Hence, this Criminal Original petition is dismissed.

Sd/-

Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

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To

1.The Inspector of Police,
Tiruvannamalai Town Police Station,
Tiruvannamalai District.

2.The Superintendent of Police,
Tiruvannamalai District,
Tiruvannamalai.

3.The Public Prosecutor,
High Court, Madras.

+1 cc to Mr.R.Balakrishnan, Advocate Sr.No.10510

CrI.O.P.No. 2571 of 2019

PM(CO)
CSL/14.03.2019

सत्यमेव जयते

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