

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.02.2019

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Cr1.O.P.No.3580 of 2019

Ganesan

...Petitioner

-Vs-

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

2. The Inspector of Police,
District Crime Branch,
Coimbatore District,
Coimbatore.

... Respondents

Prayer: Criminal Original petition filed under Section 482 of the Code of Criminal Procedure, to direct the 2nd respondent police not to harass the petitioner.

For Petitioner : Mr.E.P.Senniyangiri

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

ORDER

This petition has been filed seeking direction to the second respondent police not to harass the petitioner in connection with Crime No. 209 of 2018 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 submit that the respondent police harassed the petitioner 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.209 of 2018. The case where the FIR is pending against the petitioners,

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-IV)

//True Copy//

Sub Assistant Registrar

mpa/lpp

To

1. The Superintendent of Police,
Coimbatore District,
Coimbatore.
2. The Inspector of Police,
District Crime Branch,
Coimbatore District,
Coimbatore.

+1 cc to M/s.E.P.Senniyangiri, Advocate, S.R.No.12069

GP(CO)
SSM(07/03/2019)

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सत्यमेव जयते

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