

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 30.05.2019

CORAM

THE HON'BLE MR.JUSTICE M.NIRMAL KUMAR

Cr1.O.P.No.13931 of 2019

1.P.Subramani
2.T.Periyasamy
3.P.Murthy

..Petitioners

-Vs-

1.The Deputy Superintendent of Police,
Trichengode,
Namakkal District

2.State represented by:
The Sub Inspector of Police,
Molasi Police Station,
Namakkal.

..Respondents

Prayer: Criminal Original petition has been filed under Section 482 of Cr.PC to direct the respondents not to harass these petitioners in the guise of enquiry.

For Petitioners : Mr.R.Marudhachalamurthy

For Respondents : M/s.S.Thankira
Government Advocate
(Criminal Side)

O R D E R

This petition has been filed seeking a direction directing the respondents not to harass these petitioners in the guise of enquiry.

2. The learned counsel for the petitioners would submit that already there is a civil suit pending between the petitioners and the defacto complainant. However, the defacto complainant has given the complaint dated 04.05.2019, for which C.S.R.No.40 of 2015 was issued. Thereafter, the petitioner was summoned for enquiry. Now the petitioner is claiming that the respondent police were made aware of the pendency of civil suit, however he is unnecessarily harassed.

3. The learned Government Advocate appearing for the respondent police would submit that enquiry is to be conducted soon, and if enquiry reveals about the cognizable offence, case would be proceeded with, otherwise the case would be dropped.

4. Considering the submission of the learned Government Advocate, it is made clear that if at all the petitioner is needed for enquiry, proper notice to be sent by the respondent Police for conducting enquiry.

5. With the above observation, this Criminal Original Petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The Deputy Superintendent of Police,
Trichengode,
Namakkal District.
2. The Sub Inspector of Police,
Molasi Police Station,
Namakkal.
3. The Public Prosecutor,
High Court,
Chennai.

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srg 4/6/2019

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