

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.07.2019

CORAM

THE HON'BLE MR.JUSTICE N.ANAND VENKATESH

Cr1.O.P.No.17539 of 2019
and Cr1.M.P.Nos.8859 & 8861 of 2019

Sulleman Hussain Shaik

... Petitioner

-Vs-

The State of Tamil Nadu,
Represented by Inspector of Police,
Cyber Crime Cell,
Central Crime Branch,
Officer of Commissioner of Police,
Vepery, Chennai - 600 007.

... Respondent

Prayer: Criminal Original Petition is filed under Section 482 of Code of Criminal Procedure, to quash the proceedings in Ref: No.67/DC/CCB-I/JCOP/CAMP/2019, dated 25.04.2019 on the file of Inspector of Police, Cyber Crime Cell, Central Crime Branch, Vepery, Chennai - 600 007.

For Petitioner : Mr.V.Vasantha kumar

For Respondent : Mr.M.Mohamed Riyaz

Additional Public prosecutor

ORDER

This Criminal Original Petition has been filed to quash the proceedings in Ref: No.67/DC/CCB-I/JOP/CAMP/2019, dated 25.04.2019 on the file of respondent police.

2. The grievance of the petitioner is that there is a matrimonial dispute between the parties and the respondent police is issuing summons under Section 160 & 91 of Cr.PC for appearance of the petitioner even without registering an FIR and therefore, the summon itself is not sustainable.

3.The learned Additional Public Prosecutor submitted that the respondent police will take a decision with regard to registration of FIR within a short time, if the complaint makes

out a cognizable offence and thereafter, will proceed in accordance with law.

4. Recording the submissions of the learned Additional Public Prosecutor, this Criminal Original Petition is disposed of. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

To

- 1.The Inspector of Police,
Cyber Crime Cell,
Central Crime Branch,
Officer of Commissioner of Police,
Vepery, Chennai - 600 007.
2. The Public Prosecutor,
High Court, Madras.

Crl.O.P.No.17539 of 2019
and Crl.M.P.Nos.8859 & 8861 of 2019

ks(co)
nr 30/07/2019

सत्यमेव जयते

WEB COPY