

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.12.2019

CORAM:

THE HON'BLE MR.JUSTICE P.RAJAMANICKAM

Crl.OP.No.33731 of 2019

P.Subramani

.. Petitioner

-vs-

Inspector of Police,
Madipakkam Police Station,
Chennai.

.. Respondent

Prayer: Criminal Original petition is filed under Section 482 of Criminal Procedure Code, to direct the Inspector of Police (L&O) Madipakkam not to harass this petitioner pursuant to complaint made by G.Shanmugasundaram.

For Petitioner : Mr.A.E.Lakshmi Narayanan

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

ORDER

This Criminal Original Petition has been filed to direct the Inspector of Police (L&O) Madipakkam not to harass the petitioner pursuant to complaint made by G.Shanmugasundaram.

2. The learned counsel for the petitioner has submitted that due to property dispute, the petitioner herein has filed a suit in O.S.No.953 of 2014 and suppressing the said fact, one Shanmuga Sundaram has lodged a false complaint against the petitioner herein and based on the same, an F.I.R was registered in Crime No.1740 of 2016 under Sections 448, 294b, 341, 506(2) and in that case, the petitioner has got anticipatory bail in Crl.OP.No.16797 of 2016 dated 25.10.2016. He further submitted that subsequent to the same, Shanmuga Sundaram has lodged another complaint before the respondent police. Based on the same, the respondent police is harassing the petitioner.

3. Considering the aforesaid submissions, the respondent is directed to peruse the complaint and if the said complaint discloses any cognizable offence, he has to register an F.I.R and proceed further and in case, the said complaint does not disclose any cognizable offence, he can direct the complainant to produce materials to substantiate his case and thereafter, if the respondent is satisfied that the cognizable offence is made out, he can register a case and proceed in accordance with law, instead of that the respondent should not unnecessarily harass the petitioner.

4. With the aforesaid directions, this Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar (CS VI)

//True Copy//

Sub Assistant Registrar

Vv

To

1. The Inspector of Police,
Madipakkam Police Station,
Chennai.

2. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.A.E.Lakshminarayanan Advocate sr104388

CRL.O.P.No.33731 of 2019

(CO)
aa03/02/2020

WEB COPY