



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 18.03.2019

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE M.DHANDAPANI

Cr1.O.P.(MD).No.4019 of 2019

1.A.S.A.Kathirvel
2.K.S.Balamurugan
3.N.Nagaganapathy

.. Petitioners

Vs.

1.The Commissioner of Police,
Tirunelveli City,
Tirunelveli District.

2.The Inspector of Police,
Central Crime Branch,
Tirunelveli City,
Tirunelveli.

3.V.Ananthanarayanan

.. Respondents

PRAYER: Criminal Original Petition filed under Section 482 of the Cr.P.C., to direct the 2nd respondent not to harass the petitioners on the guise of the enquiry initiated by the 3rd respondent based on the representation dated 05.02.2019 and not to threaten the petitioners to hand over the keys relating to Chalivadi Puratheena Nellai Srimath Parasamayak Kolari Nathar Atheenam, No.84, Akkasalai Vinayagar Kovil Street, Tirunelveli Town.

For Petitioner : Mr.K.R.Laxman

For Respondents : Mr.V.Neelakandan
Additional Public Prosecutor for R1 & R2
Mr.J.Jeyakumaran for R3

O R D E R

This petition has been filed by the petitioner seeking a direction to the the 2nd respondent not to harass the petitioners on the guise of the enquiry initiated by the 3rd respondent based on the representation dated 05.02.2019 and not to threaten the petitioners to hand over the keys relating to Chalivadi Puratheena Nellai Srimath Parasamayak Kolari Nathar Atheenam, No.84, Akkasalai Vinayagar Kovil Street, Tirunelveli Town.



materials placed on record.

3. When the matter is taken up for hearing, the learned Additional Public Prosecutor represented that on the complaint given against the petitioner, petition enquiry is pending on the file of the respondent police.

4. Under such circumstances, blanket order of "not to harass" cannot be passed. The petitioner is directed to co-operate with the police for enquiry and at the time of conducting enquiry, the petitioner shall not be harassed. During the course of enquiry, if any cognizable offence is made out, the respondent police is free to register the FIR and this order shall not be a shield for the petitioner against arrest.

5. With the above direction, this criminal original petition is dismissed.

Sd/-

Assistant Registrar (CS)

// True Copy //

Sub Assistant Registrar (CS)

To

1. The Commissioner of Police, Tirunelveli City, Tirunelveli District.

2. The Inspector of Police, Central Crime Branch, Tirunelveli City, Tirunelveli.

3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s. J. JEYAKUMARAN, Advocate (SR-54967[F] dated 19/03/2019)

kk/03.04.2019/2p/5c

Cr1.O.P. (MD) .No. 4019 of 2019

18.03.2019