

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:13.01.2020

CORAM:

THE HON'BLE MR.JUSTICE P.RAJAMANICKAM

Cr1.OP.No.232 of 2020

Mr.A.Vinayagam

... Petitioner

-vs-

State rep by
Inspector of Police,
H2, Guduvancheri Police Station,
Guduvancheri,
Chengalpet District.

... Respondent

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

For Petitioner : Mr.N.R.Kaushik

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

ORDER

This petition has been filed to direct the respondent not to harass the petitioner under the guise of enquiry.

2. The learned counsel for the petitioner has submitted that based on the complaint given by the defacto complainant viz., S.K.Elangovan, the respondent police is unnecessarily harassing the petitioner.

3. The learned Additional Public Prosecutor has submitted that since the defacto complainant viz., S.K.Elangovan, has lodged a complaint against the petitioner and only for enquiry purpose in the said complaint, he was called and he was not subjected to any harassment.

4. If the complaint discloses any cognizable offence, the respondent has to register a case. In case, the said complaint does not disclose any cognizable offence, the respondent can conduct preliminary enquiry with the complainant and if the said enquiry reveals any cognizable offence, he can

register a case and proceed further in accordance with law. Instead of that he should not unnecessarily harass the petitioner.

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

Sd/-
Assistant Registrar(J)

//True Copy//

Sub Assistant Registrar

Vv

To

1. Inspector of Police,
H2, Guduvancheri Police Station,
Guduvancheri,
Chengalpet District.

2. The Public Prosecutor,
High Court, Madras.

CRL.O.P.No.232 of 2020

srg 18/02/2020



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