

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.02.2020

CORAM:

THE HONOURABLE Mr.JUSTICE P.RAJAMANICKAM

CrI.OP.No.2146 of 2020

J.P.Kumar

... Petitioner

Vs.

1.The Commissioner of Police,
Salem City,
Salem.

2.State Rep by
The Inspector of Police,
Salem Town Police Station,
Salem City.

3.R.Kumaresan
4.P.Kamala
5.P.Malarvizhi

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C, to direct the second respondent not to harass the petitioner.

For Petitioner : Mr.B.Kumarasamy

For Respondents : Mr.M.Mohamed Riyaz
Additional Public Prosecutor
for R1 & R2

ORDER

This Criminal Original Petition has been filed to direct the second respondent not to harass the petitioner.

2. The learned counsel for the petitioner has submitted that based on the complaint given by the third respondent viz., R.Kumaresan, the second respondent is unnecessarily harassing the petitioner.

3. The learned Additional Public Prosecutor has submitted that since the third respondent viz., R.Kumaresan has lodged a

complaint against the petitioner and only for enquiry purpose in the said complaint, he was called and he was not subject to any harassment.

4. If the complaint discloses any cognizable offence, the second respondent has to register a case. In case, the said complaint does not disclose any cognizable offence, the second 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(CS VI)

//True Copy//

Sub Assistant Registrar

To

1. The Commissioner of Police,
Salem City,
Salem.
2. The Inspector of Police,
Salem Town Police Station,
Salem City.
3. The Public Prosecutor,
Madras High Court,
Chennai.

+1cc to Mr.B.Kumarasamy, Advocate Sr.7955

Cr1.O.P.No.2146 of 2020

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srg 05/02/2002