



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.06.2020

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

CrI.O.P (MD)No.5564 of 2020

J.Balasankar

... Petitioner

Vs

1.The Superintendent of Police,
Virudhunagar District,
Virudhunagar.

2.The Inspector of Police,
All Women Police Station,
Sivakasi,
Virudhunagar District.

3.Arunadevi

... Respondents

PRAYER: Petition filed under Section 482 Code of Criminal Procedure, to direct the second respondent not to harass the petitioner and his family members under the guise of enquiry of the complaint given by the third respondent by considering the petitioner's representation dated 21.05.2020.

For Petitioner : Mr.A.Balaji

For R1 & R2 : Mr.A.Robinson

Government Advocate (CrI.side)

ORDER

Heard the learned counsel appearing for the petitioner and the learned Government Advocate (CrI.side) appearing for R1 and R2.

2.The petitioner's counsel states that the petitioner's son ran away with the third respondent in the year 2018. It appears that the petitioner's son ran away from the third respondent. Therefore, the third respondent has given a complaint against not only her husband but also against the petitioner. It appears that the case is pending at the CSR stage.

3.I am therefore of the view that interest of justice will be served by issuing the following directions:-

(I) The second respondent will issue summons in writing, if he wants to enquire the petitioner. There cannot be any oral summon for attending enquiry.

(II) If the second respondent registers any FIR, the petitioner will be given due notice, so that, the petitioner will have breathing time to move the concerned Court for the relief of anticipatory bail.



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CrI.O.P.(MD)No.5564 of 2020

4. With this direction, this Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar (ADII)

// True Copy //

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Sub Assistant Registrar (CS)

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To

1. The Superintendent of Police,
Virudhunagar District,
Virudhunagar.

2. The Inspector of Police,
All Women Police Station,
Sivakasi,
Virudhunagar District.

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

CrI.O.P (MD) No. 5564 of 2020
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KB (09.06.2020) 2P 4C