



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.5568 of 2020

WEB COPY

1.R.Rajasekar

2.R.Latha

... Petitioners

Vs

1.The Superintendent of Police,
Ramanthapuram District.

2.The Deputy Superintendent of Police,
District Crime Branch,
Ramanathapuram District.

3.The Inspector of Police,
District Crime Police Station,
Ramanathapuram District.

4.R.Balachander

... Respondents

PRAYER: Petition filed under Section 482 of Code of Criminal Procedure, to direct the respondents 2 and 3 not to harass the petitioner under the guise of enquiry.

For Petitioners : Mr.J.M.Hassanul Bazari

For R1 to R3 : Mr.A.Robinson

Government Advocate (CrI.side)

ORDER

Heard the learned counsel appearing for the petitioners and the learned Government Advocate (CrI.side) appearing for R1 to R3.

2.Considering the nature of relief granted to the petitioners, notice to the fourth respondent is dispensed with.

3.The petitioner's counsel states that they entered into a sale agreement with the fourth respondent and that, there is some dispute regarding the same. He would also state that the issue is purely civil in nature and that, therefore, interference by the police is not warranted.

4.The learned Government Advocate (CrI.side) states that the case is still pending at the enquiry stage.

5.In these circumstances, I am of the view that interest of justice will be served by issuing the following directions:-

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

(II) If the second/third respondent registers any FIR, the petitioners will be given due notice, so that, the petitioners will



have breathing time to move the concerned Court for the relief of anticipatory bail.

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

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Sd/-

Assistant Registrar ()

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

Rmi

To

1.The Superintendent of Police,
Ramanthapuram District.

2.The Deputy Superintendent of Police,
District Crime Branch,
Ramanathapuram District.

3.The Inspector of Police,
District Crime Police Station,
Ramanathapuram District.

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

+1 CC to M/s.J.M.HASSUNA BAZARI, Advocate (SR-13034[F] dated
03/06/2020)

CrI.O.P (MD) No.5568 of 2020
01.06.2020

KB(09/06/2020) 2P 6C