



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.06.2020

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

CrI.O.P (MD) No.5694 of 2020

J.Dhasan

...Petitioner

Vs

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

2.The Inspector of Police,
Srivaikundam Police Station,
Srivaikundam,
Tuticorin District.

...Respondents

PRAYER: Petition filed under Section 482 Code of Criminal Procedure, to direct the second respondent police not to harass the petitioner under the guise of enquiry on the foisted complaint given by one Chithiraikani W/o.Chelladuari, Srivaikundam, Tuticorin District.

For Petitioner : Mr.A.Ajith Geethan

For R1 & R2 : Mr.A.Robinson

Government Advocate (CrI.side)

ORDER

The petitioner alleges that he is being harassed by the respondent police at the instance of one Chithiraikani.

2.There was an agreement between the petitioner and the defacto complainant regarding plucking of fruits.

3.The case of the defacto complainant is that the petitioner had not adhered to the terms of the agreement.

4. I am 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.

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

Sd/-

Assistant Registrar (AS)

// True Copy //

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Sub Assistant Registrar(CS)



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To

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

2.The Inspector of Police,
Srivaikundam Police Station,
Srivaikundam,
Tuticorin District.

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

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KB(12.06.2020) 2P 4C