



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.10.2020

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

CrI.O.P (MD)No.11559 of 2020

C.Karuppiiah

... Petitioner

Vs

1.The Superintendant of Police,
Sivagangai, Sivagangai District.

2.The Deputy Superintendant of Police,
Karaikudi, Sivagangai District.

3.The Inspector of Police,
Sakkottai Police Station,
Sakkottai, Sivagangai District.

4.Kalimuthu

... Respondents

PRAYER: Petition filed under Section 482 Code of Criminal Procedure, to direct the respondents 1 to 3 herein not to interfere in the civil dispute between the petitioner and the fourth respondent and not to harass the petitioner under the guise of enquiry.

For Petitioner : Mr.S.Bala Karthick

For R1 to R3 : Mr.V.Neelakandan

Additional Public Prosecutor

ORDER

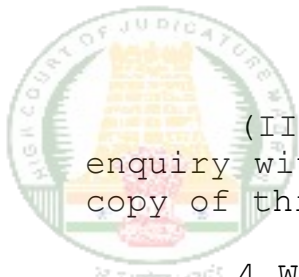
Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for R1 to R3.

2.The fourth respondent appears to have given a complaint against the petitioner regarding pathway encroachment. It is pending enquiry before the third respondent.

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

(I) The third 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 third respondent registers any FIR, the petitioner will be put on notice, so that, the petitioner will have breathing time to move the concerned Court for the relief of anticipatory bail.



(III) The third respondent is directed to conclude the enquiry within a period of four weeks from the date of receipt of a copy of this order.

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

Sd/-

Assistant Registrar (co)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

Rmi

Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1. The Superintendent of Police,
Sivagangai, Sivagangai District.
2. The Deputy Superintendent of Police,
Karaikudi, Sivagangai District.
3. The Inspector of Police,
Sakkottai Police Station,
Sakkottai, Sivagangai District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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VB (02.11.2020) 2P 5C