



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.12.2020

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WEB COPY

THE HONOURABLE **MRS.JUSTICE J.NISHA BANU**

Crl.O.P. (MD) No.14033 of 2020

1.Varatharajan
2.Maithily

... Petitioners

Vs.

1.The Superintendent of Police,
Office of the Superintendent of Police,
Madurai District.

2.The Deputy Superintendent of Police,
Office of the Deputy Superintendent of Police
(Melur Sub Division),
Madurai District.

3.State Rep.by
The Inspector of Police,
Melur Police Station,
Madurai District.

4.Kuja @ Sundarammal

... Respondents

Prayer : Criminal Original Petition filed under Section 482 Cr.P.C.,
to direct the third respondent not to harass the petitioners in the
name of the investigation.

For Petitioners : Mr.R.Alagumani

For R1 to R3 : Mr.V.Neelakandan,
Additional Public Prosecutor.

ORDER

This petition has been filed to direct the third respondent not
to harass the petitioners in the name of the investigation.

2.Heard the learned counsel for the petitioners and the learned
Additional Public Prosecutor for the official respondents. Since no
adverse order is going to be passed, notice to the fourth respondent
is not necessary.

<https://hcservices.ecourts.gov.in/hcservices/>



3.The learned counsel for the petitioners would submit that the petitioners herein are husband and wife and there was some money dispute between the petitioners and the fourth respondent. He would further submit that due to the same, the fourth respondent preferred a complaint before the third respondent, based on which the third respondent called upon the petitioners for enquiry. The petitioners submitted their explanation, even after, the third respondent threatened the petitioners to settle all the money. Hence, this petition.

4.When the petition is taken up for hearing, the learned Additional Public Prosecutor, on instructions, would submit that there is an enquiry pending against the petitioner.

5.Considering the facts and circumstances of the case, this Criminal Original Petition is disposed of with a direction to the official respondents to follow the principles laid down by the Hon'ble Apex Court in ***D.K.Basu Vs. State of West Bengal reported in AIR (1997) SC 610*** while enquiring the petitioners.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

gns

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,
Office of the Superintendent of Police,
Madurai District.
- 2.The Deputy Superintendent of Police,
Office of the Deputy Superintendent of Police
(Melur Sub Division),
Madurai District.



3.The Inspector of Police,
Melur Police Station,
Madurai District.

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

+1 CC to M/s.R.ALAGUMANI, Advocate (SR-24760[F] dated 09/12/2020)

Crl.O.P.(MD)No.14033 of 2020

08.12.2020

ARK (CO)

NR (18/12/2020) 3P : 6C