



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :02.02.2021

CORAM :

THE HONOURABLE **Mrs. JUSTICE R. HEMALATHA**

CrI.O.P. (MD)No.1251 of 2021

1.T.Jegadeesan

2.Vanaja

3.Hemananthini

... Petitioners

Vs.

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

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

3.The Deputy Superintendent of Police,
Theni Town, Theni District.

4.The Inspector of Police,
District Crime Branch,
Theni District, Theni.

5.The Inspector of Police,
Theni Town Police Station,
Theni District.

6.A.Jeganathan

... Respondents

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure to direct the respondents 2 to 4 not to interfere with the civil dispute between the petitioners and the sixth respondent.

For Petitioners : Mr.R.Suriyanarayanan

For Respondents 1 to 5: Mr.A.Robinson

Government Advocate (Criminal side)

ORDER

The present petition is filed seeking for a direction to the respondents 2 to 4 not to interfere with the civil dispute between the petitioners and the sixth respondent.

2.Mr.A.Robinson, learned Government Advocate (Criminal Side), who accepts notice on behalf of the respondents 1 to 5, on instructions, would contend that the complaint lodged by the sixth respondent was registered as No.G3/30377/3792/2020 and posted for enquiry.

3.At this juncture, Mr.R.Suryanarayanan, learned counsel

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appearing for the petitioner contended that the fourth respondent/Inspector of Police, District Crime Branch, Theni District is acting against the petitioners at the instigation of the sixth respondent for the past three months and that the petitioners have also submitted a representation in this regard to the police.

4.Considering the aforesaid submissions, the Criminal Original Petition is disposed of with a direction to the fourth respondent to follow the guidelines issued in the decision in D.K.Basu Vs. State of West Bengal reported in AIR (1997) SC 610 with regard to the complaint lodged by the sixth respondent. Further, the first respondent is directed to consider the representation of the petitioner dated 13.01.2020 based on findings and on merits within a period of two weeks from the date of receipt of a copy of this order / uploading of the order.

Sd/-

Assistant Registrar (AS)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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,
Theni District, Theni.
- 2.The Deputy Superintendent of Police,
District Crime Branch,Theni District, Theni.
- 3.The Deputy Superintendent of Police,
Theni Town, Theni District.
- 4.The Inspector of Police,
District Crime Branch, Theni District, Theni.
- 5.The Inspector of Police,
Theni Town Police Station,Theni District.
- 6.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,Madurai.

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