



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 12.02.2021

CORAM :

THE HONOURABLE Mrs. JUSTICE R. HEMALATHA

Crl.O.P.(MD)No.2183 of 2021

Gopinath

... Petitioner

Vs.

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

2.The Inspector of Police,
Kovilpatti West Police Station,
Kovilpatti, Thoothukudi District.

3.Selvaraj

... Respondents

Prayer : Criminal Original Petition filed under Section 482 of Criminal Procedure Code to direct the second respondent police not to harass the petitioner under the guise of an enquiry.

For Petitioner : Mr.V.Selvakkumar

For R1 & R2 : Mr.Erottusamy
Government Advocate (Criminal Side)

ORDER

The petitioner has filed the present petition under Section 482 Criminal Procedure Code seeking for a direction to the second respondent not to harass the petitioner under the guise of an enquiry.

2.Mr.Erottusamy, learned Government Advocate (Criminal side), who accepts notice on behalf of the first and second respondents, on instructions, would contend that the third respondent lodged a complaint with the second respondent against the petitioner and the same was registered in CSR.No.103of 2020 and is posted for enquiry.

3.Recording the aforesaid submissions, the second respondent Police is directed to follow the guidelines issued in the decision in ***D.K.Basu Vs. State of West Bengal reported in AIR (1997) SC 610.***



4.With the above observation, the Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar(AE)

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/ /2021

Sub Assistant Registrar(CS)

rmk

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,
Thoothukudi District.
- 2.The Inspector of Police,
Kovilpatti West Police Station,
Kovilpatti, Thoothukudi District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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NSM(CO)

TR(02.03.2021) 2P 4C