



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : **23.03.2021**

CORAM :

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

Crl.O.P.(MD)No.4398 of 2021

Sahul Hameed

...Petitioner

/Vs./

1.The Superintendent of Police,
O/o.the Superintendent of Police,
Virudhunagar District.

2.The Inspector of Police,
O/o.The Inspector of Police,
District Crime Branch,
Virudhunagar District.

3.Ram Moorthy

...Respondents

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

For Petitioner : Mr.M.Maharaja

For R1 and R2 : Mr.A.Robinson
Government Advocate (Criminal side)

ORDER

This petition has been filed seeking for a direction to the second respondent not to harass the petitioner.

2.Mr.A.Robinson, learned Government Advocate (Criminal side), who accepts notice on behalf of the respondents 1 and 2, on instructions, would contend that the third respondent lodged a complaint with the second respondent against the present petitioner and the same was registered in Current Paper No.G3/41949/2152/2020 and posted for enquiry.



3. In the circumstances, the present petition is disposed of with a direction to the second respondent to follow the guidelines issued in the decisions in **D.K.Basu Vs. State of West Bengal** reported in **AIR (1997) SC 610** and **Lalita kumari vs. Government of Uttarpradesh and Others** reported in **AIR 2014 SC 187**.

Sd/-

Assistant Registrar (Writ)

// 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,
O/o.the Superintendent of Police,
Virudhunagar District.
- 2.The Inspector of Police,
O/o.The Inspector of Police,
District Crime Branch,
Virudhunagar District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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rmk

nsv (24.04.2021) 2P 4C