



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : **25.03.2021**

CORAM :

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

Crl.O.P.(MD)No.4628 of 2021

S.Nujoom

...Petitioner

/Vs./

1.The Superintendent of Police,
Kanyakumari District, Nagercoil.

2.The Deputy Superintendent of Police,
Thuckalay, Kanyakumari District.

...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.C.Christopher

For Respondents : Mr.A.Robinson

Government Advocate (Criminal side)

ORDER

The present petition is filed seeking for a direction to the second respondent not to harass the petitioner under the guise of an enquiry.

2.Mr.A.Robinson, learned Government Advocate (Criminal side), who accepts notice on behalf of the respondents, on instructions, would contend that the complaint lodged by one Soubiath, W/o.Mohammed Appas with the second respondent against the present petitioner was registered in Current Petition No.476/SDOT/CAMP/P1/2021 and posted for enquiry.

3.Recording the submission, the Criminal Original 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**.

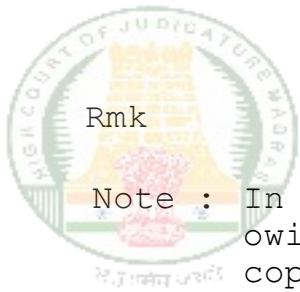
Sd/-

Assistant Registrar(CO)

// True Copy //

/ /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.

WEB COPY

To

- 1.The Superintendent of Police,
Kanyakumari District,
Nagercoil.
- 2.The Deputy Superintendent of Police,
Thuckalay, Kanyakumari District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.C.CHRISTOPHER, Advocate (SR-14187[F] dated 29/03/2021)

Crl.O.P. (MD)No.4628 of 2021
25.03.2021

TP (CO)
TR(17.04.2021) 2P 5C