



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : **31.03.2021**

CORAM :

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

Crl.O.P.(MD)No.4889 of 2021

Lakshmi

...Petitioner

/Vs./

1.The Commissioner of Police,
Madurai City, Madurai.

2.The Inspector of Police,
Tallakulam All Women Police Station,
Tallakulam, Madurai.

3.Lavanya

...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 and her family members, under the guise of an enquiry.

For Petitioner : Mr.P.Santhana Krishnan

For Respondents 1 & 2 : Mr.A.Robinson

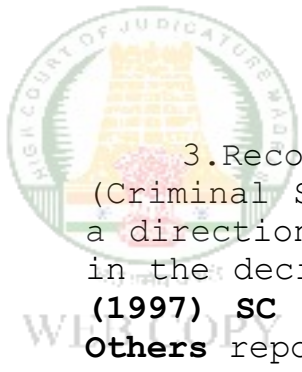
Government Advocate (Criminal side)

For Respondent No.3 : Mr.M.Solaisamy

ORDER

The main grievance of the petitioner is that though the third respondent already lodged a complaint with the Inspector of Police, Pudur Police Station, Madurai, she had lodged another complaint before the second respondent / Inspector of Police, Tallakulam All Women Police Station, Madurai, and based on the said complaint, the second respondent is harassing 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 this is a case of matrimonial dispute and that the complaint lodged with the Inspector of Police, Pudur Police Station, Madurai, by the third respondent is with regard to some other occurrence and the Inspector of Police, Tallakulam All Women Police Station, Madurai, received a complaint from the third respondent against the present petitioner and the same was registered in the Court on 1.03.2021 and posted for enquiry.



3.Recording the submission of the learned Government Advocate (Criminal Side), this Criminal Original Petition is disposed of with a direction to the second respondent to follow the guidelines issued in the decision 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 (W)

// 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 Commissioner of Police,
Madurai City, Madurai.
- 2.The Inspector of Police,
Tallakulam All Women Police Station,
Tallakulam, Madurai.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.M.SOLAISAMY, Advocate (SR-15232[F] dated 01/04/2021)

Crl.O.P.(MD)No.4889 of 2021

31.03.2021

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AM/29/04/2021/2P/5C