



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.06.2021

CORAM:

THE HONOURABLE **MR.JUSTICE A.A.NAKKIRAN**

CrI.O.P. (MD)No.7324 of 2021

1.K.C.Veeranan

2.V.Sivalakshmi

3.Muthukumar

... Petitioners

Vs.

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

2.State Rep. by the Inspector of Police,  
Avaniyapuram Police Station,  
Madurai.

3.Meenakshisundaram

... Respondents

**PRAYER** : Criminal Original Petition is filed under Section 482 Cr.P.C., to direct the second respondent police not to harass the petitioners.

For Petitioners : Mr.S.Muthukumar  
For R1 & R2 : Mr.M.Muthumanikkam,  
Government Advocate (CrI.side)

**ORDER**

This petition has been filed to direct the second respondent not to harass the petitioners under the guise of enquiry.

2.The learned counsel appearing for the petitioners submitted that the third respondent is threatening the petitioners to vacate the premises, which is a subject matter in this petition. The learned counsel further submitted that the case in hand is purely civil in nature, however, the third respondent lodged a criminal complaint before the second respondent. Having no other option, the petitioners lodged a complaint dated 24.05.2021 to the first respondent. The grievance of the petitioners is that the the respondent police is harassing the petitioners under the guise of enquiry. Hence, the petitioners are before this Court.

3.Heard the learned counsel appearing on either side.

4.Whatever might be the circumstances, the second respondent police is directed to consider the representation of the petitioners dated 24.05.2021 by following the principles laid down by the Hon'ble Apex Court in ***D.K.Basu Vs. State of West Bengal reported in AIR (1997) SC 610.***



5. With the above direction, this Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar (AE)

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// 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 Commission of Police,  
Madurai City, Madurai.

2. State Rep. by the Inspector of Police,  
Avaniyapuram Police Station,  
Madurai.

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KB(17.06.2021) 2P 3C