



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 05.01.2021

CORAM :

THE HONOURABLE Mrs. JUSTICE R. HEMALATHA

Crl.O.P.(MD)No.15946 of 2020

Rajeshprabhu

... Petitioner

Vs.

State through

1.The Superintendant of Police,
Madurai District,
Madurai.

2.The Inspector of Police,
Perungudi Police Station,
Madurai District,
Madurai.

3.Kumaravadivu

... Respondents

Prayer : Criminal Original Petition filed under Section 482 of Cr.P.C to direct the second respondent not to harass the petitioner and his family members.

For Petitioner : Mr.S.Muniyandi

For Respondents 1 & 2 : Mr.A.Robinson
Government Advocate (Crl. Side)

ORDER

The petitioner has filed the present petition under Section 482 Cr.P.C praying to direct the second respondent not to harass the petitioner and his family members under the guise of an enquiry.

2.The case of the petitioner is that there was a money dispute between the third respondent, one Thangam and his wife Pandiammal and that though the matter in issue is civil in nature, the second respondent is harassing the petitioner under the guise of an enquiry.

3.Per contra, Mr.A.Robinson, learned Government Advocate, who accepts notice for the respondents, would submit that the
<https://hcservices.ecourts.gov.in/hcservices/>



complaint given by the third respondent was registered as C.No.2625/026002/2020 and the same is pending for enquiry.

4.Considering the submissions made by the petitioner, the respondents 2 and 3 are directed to follow the guidelines of **D.K.Basu Vs. State of West Bengal reported in AIR (1997) SC 610.**

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

Sd/-

Assistant Registrar

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

rm

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 Superintendant of Police,
Madurai District,
Madurai.
- 2.The Inspector of Police,
Perungudi Police Station,
Madurai District,
Madurai.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Crl.O.P. (MD)No.15946 of 2020

05.01.2021

ES (CO)

NR (22/01/2020) 2P : 4C

<https://hcservices.ecourts.gov.in/hcservices/>