



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
( Criminal Original Jurisdiction )

**Date : 18.01.2021**

PRESENT

**THE HONOURABLE MRS .JUSTICE R.HEMALATHA**

CRL OP (MD) . No.15749 of 2020

WEB COPY

P.K.Pandiarajan

... Petitioner

Vs

1.The Superintendent of Police,  
Madurai District,  
Alagarkoil Road,  
Madurai.

2.The Deputy Superintendent of Police,  
Omachikulam Sub Division,  
Narasingam Road,  
Y.Othakadai, Madurai 625 107.

3.The Inspector of Police,  
Silaiman Circle,  
Madurai 20.

4.The Sub Inspector of Police,  
Silaiman Police Station,  
Madurai District.

5.Eswari

... Respondents

Prayer: Criminal Original Petition filed under Section 482 of Code of Criminal Procedure, to direct the fourth respondent police not to harass the petitioner under the guise of an enquiry, for the land cultivating right transaction civil matter on the basis of false complaint given by the 5<sup>th</sup> respondent.

For Petitioner

: Mr.M.Sheik Abdullah

For R1 to R4

: Mr.A.Robinson

Government Advocate (Criminal side)

ORDER

The present petition is filed not to harass the petitioner under the guise of an enquiry.

2.The contention of the petitioner is that the respondent police based on the complaint lodged by the private respondent (fifth respondent herein) is harassing the petitioner. It is also contended that the matter in issue pertains to a civil dispute between the petitioner and the fifth respondent.



who accepts notice on behalf of the respondents 1 to 4, on instructions, would submit that the complaint given by the fifth respondent is posted for enquiry and that the Police are not harassing the petitioner.

4. Recording the said submissions, the Criminal Original Petition is disposed of with a direction to the fourth respondent to follow the guidelines issued in the decision in ***D.K.Basu Vs. State of West Bengal reported in AIR (1997) SC 610.***

Sd/-

Assistant Registrar (AD-II)

// 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.

To

1. The Superintendent of Police,  
Madurai District,  
Alagarkoil Road, Madurai.
2. The Deputy Superintendent of Police,  
Omachikulam Sub Division, Narasingam Road,  
Y.Othakadai, Madurai 625 107.
3. The Inspector of Police,  
Silaiman Circle, Madurai 20.
4. The Sub Inspector of Police,  
Silaiman Police Station, Madurai District.
5. The Additional Public Prosecutor,  
Madurai Bench of Madras High Court, Madurai.

ORDER

IN

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