



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.11.2021

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl.O.P (MD)No.18791 of 2021

V.Thirukumaran

... Petitioner

Vs

1.The Superintendent of Police,
Dindigul District,
Dindigul.

2.The Deputy Superintendent of Police,
Kodaikanal,
Dindigul District.

3.The Inspector of Police,
Kodaikanal Police Station,
Kodaikanal.

4.R.Ponnammal

5.R.Rajkumar

... Respondents

PRAYER: Petition filed under Section 482 Code of Criminal Procedure, to direct the third respondent not to interfere with the civil dispute between the petitioner and the respondents 4 and 5 in respect of the joint family properties till proper partition effected among them.

For Petitioners : Mr.R.Aravind RAj
For R1 to R3 : Mr.M.Sakthi Kumar
Government Advocate

ORDER

The petitioner alleges harassment at the hands of the respondent police based on the complaint of the fourth respondent.

2. When the matter was taken up for hearing, the learned Government Advocate (Crl.) states that the enquiry into the fourth respondent's complaint is still pending.

3. In these circumstances, this Criminal Original Petition is disposed of with the following directions:-

"(a) The third respondent will issue written summons to the petitioner for causing his appearance before him for enquiry. There is no question of orally summoning the petitioner to the police station.



(b) The third respondent will conclude the enquiry within a period of two weeks from the date of receipt of a copy of this order.

(c) If at the end of the enquiry, cognizable offence is made out and the third respondent proposes to register any FIR, the petitioner will be given notice of the same so that the petitioner will have breathing time to move the concerned Court for the relief of anticipatory bail.

(d) If the case is purely civil in nature, the complaint has to be closed."

Sd/-

Assistant Registrar (T&P)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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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,
Dindigul District,
Dindigul.
- 2.The Deputy Superintendent of Police,
Kodaikanal,
Dindigul District.
- 3.The Inspector of Police,
Kodaikanal Police Station,
Kodaikanal.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

CrI.O.P(MD)No.18791 of 2021
30.11.2021

RD(6.01.2022) 2P 5C