



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.12.2021

CORAM :

WEB COPY

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl.O.P(MD)No.20756 of 2021

1.Samraj

2.Shalini

... Petitioners

Vs.

1.The Superintendant of Police,
Nagercoil,
Kanyakumari District.

2.The Deputy Superintendant of Police,
District Crime Branch,
Nagercoil,
Kanyakumari District.

3.The Inspector of Police,
District Crime Branch,
Nagercoil,
Kanyakumari District.

4.Renso

... Respondents

Prayer: This Criminal Original Petition is filed under Section 482 of Cr.P.C., to direct the respondent Nos.2 and 3 not to harass the petitioners on the pretext of getting the specimen signature of the petitioners again and again for comparison that to after getting their signature only in the recent past.

For Petitioners : Mr.S.R.Anbarasu

For Respondents : Mr.M.Sakthi Kumar,
Govt. Advocate (Crl. Side)
for R1 to R3.

O R D E R

The petitioners allege harassment at the hands of the respondent police. To forbear them from doing so, this criminal original petition has been filed.



2. When the matter was taken up for hearing, the learned Government Advocate (Crl. Side) submitted that the fourth respondent has given a complaint against the petitioners and that is presently pending enquiry.

3. In these circumstances, the following directions are issued:-

(i) The petitioners will be summoned only by way of written summon. There is no question of orally summoning the petitioners.

(ii) The respondent police will conclude the enquiry on merits and in accordance with law within a period of two weeks after the appearance of the petitioners.

(iii) If the matter is purely civil in nature, the respondent police will close the complaint.

(iv) If cognizable offence is made out and if the respondent police proposes to register any FIR, the petitioners will be given due notice so that the petitioners will have breathing time to move the concerned Court for the relief of anticipatory bail.

4. The criminal original petition is disposed of accordingly.

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,
Nagercoil, Kanyakumari District.

2. The Deputy Superintendent of Police,
District Crime Branch,
Nagercoil, Kanyakumari District.



3.The Inspector of Police,
District Crime Branch,
Nagercoil,
Kanyakumari District.

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Crl.O.P (MD) No.20756 of 2021
23.12.2021

RK(19/01/2021) 3P 5C