



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.04.2022

CORAM

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No.7839 of 2022

1.Kamala

2.M.Vijaya Kamaraj

... Petitioners

Vs.

The Inspector of Police,  
S-7, Madipakkam Police Station,  
Chennai.

... Respondent

PRAYER: This Criminal Original Petition filed under Section 482 of Cr.P.C., to direct the respondent not to harass the petitioners under the guise of investigation.

For Petitioners: Mr.S.Jaganathan

For Respondent : Mr.V.Meganathan

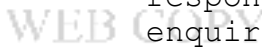
Government Advocate (criminal side)

O R D E R

This Criminal Original Petition has been filed to direct the respondent not to harass the petitioners under the guise of investigation.

2. The learned counsel appearing for the petitioners would submit that the respondent police harassed the petitioners under the guise of enquiry and thereby he seeks direction to the respondent police not to harass the petitioners under the guise of enquiry.

3. Mr.V.Meganathan, learned Government Advocate (Criminal side) appearing for the respondent would submit that there is a dispute between the family members. He would further submit that on the complaint given by one Shivakumar, enquiry has been conducted in C.No.73/JCOP/S2/CAMP petition/2022 and the same is pending on the file of the respondent in respect of second petitioner. He would further submit that the first petitioner's name is not in the complaint and that the respondent is not harassing the petitioners under the guise of enquiry.



5. It is the grievance of the petitioners that the respondent has been harassing them under the guise of enquiry/investigation and hence, have invoked the inherent powers of this Court under Section 482 of Cr.P.C.

7. This Court, exercising its power under Section 482 of the Criminal Procedure Code normally would not interfere with the enquiry or investigation conducted by a police officer. Nevertheless, it would also not turn a blind eye to instances of harassment by the police under the guise of enquiry or investigation is brought to its notice.

9. In order to circumvent such situations, the following guidelines are issued : -

b) While summoning any person named in the complaint or any witness to the incident complained of, the police officer shall summon such person through a written summon mentioning the CSR number, date of complaint and the name of the complainant and he shall also specify the date and time for appearing before them for such enquiry/investigation.

d) The police officer shall refrain himself or herself from



harassing persons called upon for enquiry.

10. With the above observations and direction, the Criminal Original Petition stands disposed of.

WEB COPY

Sd/-  
Assistant Registrar (CS-VI)

//True Copy//

Sub Assistant Registrar

shk/sai

To

1.The Inspector of Police,  
S-7, Madipakkam Police Station,  
Chennai.

2.The Public Prosecutor,  
High Court of Madras.

Cr1.O.P.No.7839 of 2022

GPL (CO)  
SB (20/04/2022)