



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.04.2022

CORAM

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No.9561 of 2022

1.S.Pandiyan

2.M.R.Chendilnathan

... Petitioners

Vs.

The Inspector of Police,
G-4, Cheyyur Police Station,
Chengalpattu District.

... 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

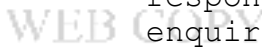
For Respondent : Mr.V.Meganathan,
Government Advocate (Crl. side)

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 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. When the matter is taken up for hearing, Mr.V.Meganathan, learned Government Advocate (crl. side) would submit that on the online complaint given by one Velmurugan Sozhanar, enquiry has been conducted in online complaint No.10429 and the same is pending on the file of the respondent. He would further submit 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.

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Sd/-
Assistant Registrar (CS-II)

//True Copy//

Sub Assistant Registrar

shk/sai

To

1. The Inspector of Police,
G-4, Cheyyur Police Station,
Chengalpattu District.
2. The Public Prosecutor,
High Court of Madras.

Cr1.O.P.No.9561 of 2022

SJ(CO)
SU(11/05/2022)