



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13/6/2022

C O R A M

THE HONOURABLE MR.JUSTICE N. SATHISH KUMAR

CRL. O.P. NO.13412 OF 2022

1.A.X.Jenisten
2.A.Xavier Raj
3.Anandhi

...Petitioners

Vs

1.State
Rep. By The Commissioner of Police
132 E.V.K.Sampath Road, Vepery
Chennai 600 007.

2.The Assistant Commissioner of Police
Velacherry Road
Aarthi Nagar, Selaiyur
Chennai 600 059.

3.The Inspector of Police
S-10 Pallikaranai Police Station
Chennai.

4.Beryl

...Respondents

PRAYER : Criminal Original Petition filed under Section 482 of Cr.P.C. to direct the second and third respondents Police not to harass the petitioner under the guise of enquiry.

For Petitioner : Mr.M.J.Sundar

For Respondents : Mr.A.Gokulakrishnan
Additional Public Prosecutor

O R D E R

This Criminal Original Petition has been filed to direct the second and third respondents Police not to harass the petitioner, under the guise of enquiry.

2. Heard Mr.M.J.Sundar, learned counsel for the petitioner and Mr.A.Gokulakrishnan, learned Additional Public Prosecutor for the respondents.



3. The term harassment is so subjective which cannot be encapsulated in objective criterion. The petitioner having given a complaint is bound to cooperate with the Police for enquiry. Admittedly, the enquiry is pending. Without cooperating with the Police, they cannot seek such a blanket direction.

4. In such a view of the matter, the prayer sought for by the petitioner is rejected. Accordingly, this Criminal Original Petition is dismissed. The Police shall issue notice, within two weeks, from today, for causing the appearance of the petitioner, for enquiry and after enquiring the petitioner, the Police may either register a complaint, if any cognisable offence is made out or close the complaint.

Sd/-
Assistant Registrar(CS-VII)

// True Copy //

Sub Assistant Registrar

mvs

To

- 1.The Commissioner of Police
132 E.V.K.Sampath Road, Vepery
Chennai 600 007.
- 2.The Assistant Commissioner of Police
Velacherry Road
Aarthi Nagar, Selaiyur
Chennai 600 059.
- 3.The Inspector of Police
S-10 Pallikaranai Police Station
Chennai.
- 4.The Public Prosecutor,
High Court, Madras.

Crl.O.P.No.13412 of 2022

RP(CO)
RVM(21/06/2022)