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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.04.2022

CORAM

THE HONOURABLE MR.JUSTICE A.D.JAGADISH CHANDIRA

Cr1.O.P.No.19266 of 2021

C.Chandru

... Petitioner

Vs.

1. The Superintendent of Police,
Cuddalore, Cuddalore District,
2. The Deputy Superintendent of Police,
Chidambaram, Cuddalore District.
3. The Inspector of Police,
Annamalai Nagar Police Station,
Annamalai Nagar, Chidambaram,
Cuddalore District.

...Respondents

PRAYER: The Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure, to direct the respondents not to harass the petitioner and her family members.

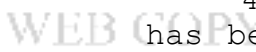
For Petitioner : Mr.R.Subramanian

For Respondents : Mr.V.Meganathan,
Government Advocate(crl. side)

O R D E R

This Criminal Original Petition has been filed to direct the respondents not to harass the petitioner and her family members.

2.When the matter is taken up for hearing, the learned Government Advocate (Crl.Side) would submit that the petitioner's son-in-law/Surendar is a habitual offender, there are 18 previous cases pending against him, out of which three cases are for the offences under Section 320 of IPC. The respondent police on specific information that the petitioner is harbouring her son-in-law, had gone to the house of the petitioner searching for her son-in-law. The respondent police is not harassing the petitioner.



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

6. 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.

8. 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.

<https://hcservices.ecourts.gov.in/hcservices/>



general diary/station diary/daily diary of the police station.

d) The police officer shall refrain himself or herself from harassing persons called upon for enquiry.

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

Sd/-
Assistant Registrar(CS-IX)

//True Copy//

Sub Assistant Registrar

jas/tsh

To

1. The Superintendent of Police,
Cuddalore, Cuddalore District,
2. The Deputy Superintendent of Police,
Chidambaram, Cuddalore District.
3. The Inspector of Police,
Annamalai Nagar Police Station,
Annamalai Nagar, Chidambaram,
Cuddalore District.
4. The Public Prosecutor,
High Court of Madras.

Cr1.O.P.No.19266 of 2021

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