



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 20.01.2022

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WEB COPY

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.770 of 2022

S.Ravi

... Petitioner

Vs.

State rep. by its

1.The Superintendent of Police,
Ramanathapuram,
Ramanathapuram District.

2.The Inspector of Police,
Anti Land Grabbing Special Cell,
Ramanathapuram District.

3.Aneeshfathima

4.A.Seenimohammed

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, to forbear the 2nd respondent from interfering in the civil dispute between the petitioner and the 3rd and 4th respondents by way of conducting kattapanchayat, based on his representation dated 08.01.2022.

For Petitioner : Mr.M.Subash Babu

For Respondents : Mr.B.Thanga Aravindh,
Govt. Advocate (Crl. Side) for R1 & R2.

ORDER

Heard the learned counsel for the petitioner and the learned Government Advocate (Crl. Side) for the respondents 1 and 2. Considering the nature of relief to be granted, issuance of notice to the respondents 3 and 4 is dispensed with.

2.The petitioner alleges that the second respondent is interfering in the civil dispute pending between the petitioner on the one hand and the private respondents on the other.



3.Taking note of overall facts and circumstances, the writ petition is disposed of with the following directions:-

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

(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 petitioner.

(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 petitioner will be given due notice. So that the petitioner will have breathing time to move the concerned Court for the relief of anticipatory bail. No costs.

Sd/-

Assistant Registrar(AE)

// 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,
Ramanathapuram, Ramanathapuram District.

2.The Inspector of Police,
Anti Land Grabbing Special Cell,
Ramanathapuram District.

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

+1 CC to M/s.M.SUBASH BABU, Advocate (SR-2247[F] dated 24/01/2022)

W.P (MD) No.770 of 2022
20.01.2022

sk (CO)

TR(02.02.2022) 2P 5C