



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.02.2022

CORAM:

THE HON'BLE MRS.JUSTICE **S.ANANTHI**

Crl.O.P. (MD)No.3437 of 2022

WEB COPY

S.Shankar

... Petitioner

Vs.

1. The Superintendent of Police,
Office of the Superintendent of Police,
Virudhunagar District,
Virudhunagar.

2. The Deputy Superintendent of Police,
Office of the Superintendent of Police,
Virudhunagar District,
Virudhunagar.

3. The Inspector of Police,
Aruppukottai Taluk Police Station,
Aruppukottai,
Virudhunagar District,
Virudhunagar.

4. Anitha

... Respondents

Prayer: This Criminal Original Petition filed under Section 482 Cr.P.C. to direct the respondent nos.1 and 2 to direct respondent no.3 not to interfere in the Civil dispute without serving notice under section 41A of CrPC.

For Petitioner : Mr.T.Lajapathi Roy

For Respondents : Mr.R.M.Anbunithi
1 to 3 Additional Public Prosecutor

ORDER

The petitioner allege harassment at the hands of the respondent police. To forbear them from doing so, this criminal original petition has been filed.

2.When the matter was taken up for hearing, the learned Additional Public Prosecutor submitted that the fourth respondent has given a complaint against the petitioner and that is presently pending enquiry.

3.In these circumstances, the following directions are issued:-

(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.

4.The criminal original petition is disposed of accordingly.

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

pnm/aav

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,
Office of the Superintendent of Police,
Virudhunagar District,
Virudhunagar.
2. The Deputy Superintendent of Police,
Office of the Superintendent of Police,
Virudhunagar District,
Virudhunagar.
3. The Inspector of Police,
Aruppukottai Taluk Police Station,
Arupukottai,
Virudhunagar District,

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



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

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