



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 07.03.2022

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WEB COPY

THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN

W.P(MD).No.4057 of 2022

K.Sheikthambi

...Petitioner

Vs.

1.The Deputy Commissioner of Police (L&O)Cum
Executive Magistrate,
Office of the Commissioner of Police,
Alagarkovil Road,
Madurai- 625 007.

2.The Inspector of Police (L&O),
B-1, Vilakkuthoon Police Station,
Madurai- 625 007.

...Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, forbearing the respondents from harassing the petitioner to appear before them without any summon or procedure established by law.

For Petitioner: Mr.M.Seenisulthan

For R1 & R2 : Mr.R.M.Anbunithi
Additional Public Prosecutor

ORDER

The Writ Petition has been filed in the nature of Mandamus, seeking a direction to forbear the respondent from harassing the petitioner to appear before them without any summon or procedure established by law.

2.On perusal of the record, it is revealed that he was issued summons under Section 91 of Cr.P.C and Section 160 of Cr.P.C.

3.The learned Additional Public Prosecutor appearing for the respondents stated that the petitioner is a history sheeter and for want of his presence, under Section 110 of Cr.P.C, he was issued summons. However, the petitioner evaded summons and did not appear before the first respondent.



4. In view of the above, this Writ Petition has been filed with infructuous prayer and the same is dismissed as devoid of merits. No costs.

Sd/-

Assistant Registrar(P & A)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

lr

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 Deputy Commissioner of Police (L&O) Cum
Executive Magistrate,
Office of the Commissioner of Police,
Alagarkovil Road,
Madurai- 625 007.

2. The Inspector of Police (L&O),
B-1, Vilakkuthoon Police Station,
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TR(28.03.2022) 2P 3C