



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 09.02.2022

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN
CRL.O.P.(MD)No.4979 of 2021

Natheem

...Petitioner

Vs

1.The Superintendent of Police,
O/o.The Superintendent of Police,
Nagercoil,
Kanniyakumari District.

2.The Executive Magistrate cum Tahsildar,
Agasteeswaram Taluk Office,
Kanniyakumari District.

3.The Inspector of Police
Kanniyakumari Police Station
Kanniyakumari District.

...Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying, to issue a direction, directing the third respondent not to harass the petitioner in the guise of enquiry.

For Petitioner : Mr.S.M.A.Jinnah

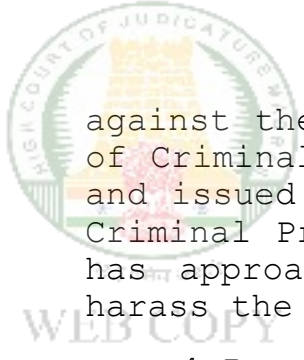
For Respondents : Mr.B.Thanga Aravindh
Government Advocate(Crl.Side)

O R D E R

The petitioner has filed this petition not to harass in the guise of enquiry at the hands of the third respondent.

2.The third respondent filed a counter affidavit stating that the petitioner had involved in various crimes including the cases of extremism and bomb blast. He is facing trial before the the learned Sixth Additional District Sessions Court, Madurai in S.C.No.26 of 2017. He also involved in Crime No.122 of 2016, on the file of the Inspector of Police, Thuckalay Police Station, Kanyakumari District, which culminated into S.C.No.171 of 2019 and it is pending for trial on the file of the learned Principal District Court, Kanyakumari.

3.That apart, as per the Police Standing Orders 147 (b), the persons not convicted, but, believed to be addicted to crime shall be placed under surveillance. The police prospects and history sheets shall be opened and therefore, applying the Police Standing orders, the history sheet was opened under the orders passed by the Government authority as



against the petitioner. Further, the proceedings under Section 110 of Criminal Procedure Code also initiated as against the petitioner and issued a show-cause notice as contemplated under Section 111 of Criminal Procedure Code. Under these circumstances, the petitioner has approached this Court to direct the third respondent not to harass the petitioner.

4. In view of the above, this criminal original petition is dismissed as devoid of merits.

Sd/-

Assistant Registrar (AE)

// 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 Superintendent of Police,
O/o. The Superintendent of Police,
Nagercoil,
Kanniyakumari District.
2. The Executive Magistrate cum Tahsildar,
Agasteeswaram Taluk Office,
Kanniyakumari District.
3. The Inspector of Police
Kanniyakumari Police Station
Kanniyakumari District
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

CRL.O.P. (MD) No. 4979 of 2021
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MGJ(18.03.2022) 2P 5C