



Crl.O.P.No.16392 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.7.2023

CORAM:

THE HON'BLE MR.JUSTICE N.ANAND VENKATESH

CRL.O.P.No.16392 of 2023

Abdul Rehman Gour (a)
Abdul Rahman

...Petitioner

Vs

1.State rep.by the Assistant
Commissioner of Police,
Assistant Commissioner Office,
Valasaravakkam Range,
Ramapuram, Chennai.

2.State rep.by the Inspector of Police,
R9 Valasaravakkam Police Station,
Chennai.

...Respondents

Prayer: Criminal Original petition is filed under Section 482 of Criminal Procedure Code praying to direct the first respondent not to harass the petitioner in any means without following the due process of law in the above crime No. not known of 2023.



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For Petitioner : Mr.S.Ramesh
For Respondents : Mr.A.Damodaran
Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed to quash the proceedings in C.No.243/DC/KBD/COP/V/2023 and C.No.78/AC VLKM/COP/V/2023 on the file of respondent police.

2. The grievance of the petitioner is that there is a money dispute between the parties and the respondent police is issuing summons under Section 160 & 91 of Cr.PC for appearance of the petitioner even without registering an FIR and therefore, the summon itself is not sustainable.

3.The learned Additional Public Prosecutor submitted that the respondent police will take a decision with regard to registration of FIR within a short time, if the complaint makes out a cognizable offence and thereafter, will proceed in accordance with law.



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4. Recording the submissions of the learned Additional Public

Prosecutor, this Criminal Original Petition is disposed of.

24.7.2023

Index : Yes/No

Speaking Order : Yes/No

To

1.The Assistant Commissioner of Police,
Assistant Commissioner Office,
Valasaravakkam Range,
Ramapuram, Chennai.

2.The Inspector of Police,
R9 Valasaravakkam Police Station,
Chennai.

3.The Public Prosecutor,
High Court, Madras.

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N.ANAND VENKATESH,J



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24.7.2023