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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18.08.2023

CORAM:

THE HON'BLE MR.JUSTICE N.ANAND VENKATESH

CRL.O.P.No.18914 of 2023

P.Raj Kumar, M/44 Years,
S/o. M.Ponnusamy,
No.59, Pannakadu Suriyampalayam (PO),
Tiruchengode,
Namakkal District.

.. Petitioner

-VS-

1.Commissioner of Police,
Salem city,
Salem District.

2.Inspector of Police,
Veeranam Police Station,
Salem District.

.. Respondents

Prayer: Criminal Original petition is filed under Section 482 of Criminal Procedure Code, to directing the 2nd respondent to not to harass the petitioner on the guise of enquiry.

For Petitioner : M/s.R.Rajesh Vivekananthan

For Respondents : Mr.A.Damodaran,
Additional Public Prosecutor.

**ORDER**

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This Criminal Original Petition has been filed seeking for a direction to the Respondents not to harass the Petitioner.

2. Heard learned counsel for the petitioner and the learned Additional Public Prosecutor for the respondents.

3. The learned Additional Public Prosecutor appearing for the respondents police submits that on the complaint given by the defacto complainant against the petitioner, petition enquiry is pending in CSR No.453 of 2023 on the file of the respondent police.

4.The petitioner is directed to co-operate with the police for enquiry and at the time of conducting of the enquiry, the petitioner shall not be harassed by the police. The police cannot call the petitioner on a regular basis in the guise of enquiry without even registering an FIR and the Supreme Court of India in ***Lalitha Kumari Vs. Government of Uttar Pradesh*** reported in **2013 (6) CTC 353** has enumerated the nature of cases where preliminary enquiry can be conducted and has also restricted the period, for which preliminary



5. With the above directions, the Criminal Original Petition is

3.The Public Prosecutor, High Court, Madras.



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N.ANAND VENKATESH,J.

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