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Crl.O.P.No.26835 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.11.2023

CORAM

THE HONOURABLE DR.JUSTICE **G.JAYACHANDRAN**

Crl.O.P.No.26835 of 2023

L.R.Veerappan

... Petitioner

Vs.

1.The Commissioner of Police,
Salem City,
Salem.

2.State Rep.by
The Inspector of Police,
Salem Town Crime Branch,
Salem District.

... Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to direct the respondents call for the records quash the summon dated 17.11.2023 on the file of the respondents.

For Petitioner : Mr.R.Balakrishnan

For Respondents : Mr.Leonard Arul Joseph Selvam
Government Advocate (Crl.Side)

ORDER

This petitioner came before this Court seeking direction that the police is harassing him by causing summons under Sections 91 and 160 Cr.P.C., based on the complaint given by one Senthilkumar.



2. The learned Government Advocate (Crl.Side) appearing for the State submits that earlier this Court directed the petitioner to appear before the Investigating Officer vide order dated 30.10.2023. Though he did not appear and responded to the earlier summons issued, the petitioner has not appeared before the Investigating Officer on 04.11.2023 as directed by this Court. Since he did not comply the direction of this Court, summons under Sections 91 and 160 CrI.P.C., dated 17.11.2023 directing the petitioner herein to appear before the Investigating Officer with all relevant documents was served. But the petitioner instead of appearing before the Investigating Officer in response to the summons on 21.11.2023, had sent a letter dated 18.11.2023 by registered post stating that the Court directed him to appear before the Investigating Officer, but he did not received any summons on that day. Therefore, he cannot appear before the Investigating Officer without mentioning details about the case number. After shooting up this, the petitioner is again before this Court alleging that the police is harassing him and seeks to quash the summon dated 17.11.2023.

3. This Court on perusing the record finds that the petitioner deliberately avoiding summons and making of false protest to evade



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investigation. Hence this Criminal Original Petition is dismissed. It is open to the respondent police to take necessary action to secure the petitioner and complete the investigation.

29.11.2023

Index : Yes/No

Neutral Citation : Yes/No

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To

1.The Commissioner of Police,
Salem City,
Salem.

2.The Inspector of Police,
Salem Town Crime Branch,
Salem District.

3.The Public Prosecutor,
High Court of Madras,
Chennai – 600 104.



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Dr.G.JAYACHANDRAN,J.

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