



Crl.O.P.(MD)No.23166 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **03.01.2023**

CORAM

THE HON'BLE MR.JUSTICE K.MURALI SHANKAR

Crl.O.P.(MD)No.23166 of 2022

Francis Xavier

... Petitioner

Vs.

1.State represented by
The Superintendent of Police,
Tirunelveli,
Tirunelveli District.

2.The Inspector of Police,
Panagudi Police Station,
Tirunelveli District.

3.Gnanaravichandran

... Respondents

PRAYER : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to direct the second respondent not to harass the petitioner in the guise of enquiry.

For Petitioner : Mr.N.S.Ramakrishna Dass

For R1 & R2 : Mr.R.Sivakumar
Government Advocate (Crl. Side)



Crl.O.P.(MD)No.23166 of 2022

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ORDER

This Criminal Original Petition has been filed, invoking Section 482 Cr.P.C., seeking orders to direct the second respondent not to harass the petitioner under the guise of enquiry.

2. When the matter is taken up for hearing today, the learned Government Advocate (Criminal Side) appearing for the respondents 1 and 2 would submit that on the basis of the complaint given by the third respondent, CSR No.1024 of 2022 came to be registered.

3. Admittedly, the petitioner and the third respondent are brothers and even according to the petitioner, there existed land dispute between the petitioner and the third respondent.

4. Recording the submissions made on either sides, the second respondent is directed to follow the dictum laid down in the case of ***Lalita Kumari Vs. Government of Uttar Pradesh and Others*** reported in ***(2014) 2 SCC 1*** and pass orders in accordance with law.



Crl.O.P.(MD)No.23166 of 2022

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5. With the above direction, this Criminal Original Petition stands disposed of.

03.01.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
csm

To

- 1.The Superintendent of Police,
Tirunelveli,
Tirunelveli District.
- 2.The Inspector of Police,
Panagudi Police Station,
Tirunelveli District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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Crl.O.P.(MD)No.23166 of 2022

K.MURALI SHANKAR,J.

csn

Order made in
Crl.O.P.(MD)No.23166 of 2022

Dated: 03.01.2023