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CrI.OP.No.19866 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.08.2024

CORAM

THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN

Criminal Original Petition No.19866 of 2024

Suresh

... Petitioner

Vs.

The State Rep. by
The Inspector of Police,
Crime Branch,
B4, Sevvapet Police Station,
Aavadi Commissionerate
Tamil Nadu 602 025.

... Respondent

Prayer: Criminal Original Petition is filed under Section 522 of BNSS, praying to direct the respondent police not to harass the petitioner without following the due process of law.

For Petitioner : Mr.V.Subramanian

For Respondents : Mr.S.Udayakumar
Government Advocate (Crl. Side)



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ORDER

The petitioner herein the landlord has let out his premises for lease to one Sangeetha. Later due to some misunderstanding between the landlord and the tenant, a complaint being given by Sangeetha and enquired by the Police in CSR No.287 of 2024. In the course of the enquiry, the petitioner has agreed to return the advance of Rs.2,90,000/-. The said Sangeetha has taken back her advance money and vacated the premises. While so, for the balance sum of Rs.10,000/-, the petitioner herein has given a complaint to the respondent Police on 10.07.2024.

2. The learned counsel appearing for the petitioner submits that under the guise of investigation, the respondent Police is pressurizing him to pay back the balance Rs.10,000/- to the said Sangeetha, the amount which was retained for the repair charges.

3. The learned Government Advocate (Crl. Side) submits that the earlier case in CSR No.287 of 2024 given by Sangeetha was closed, after the petitioner has repaid the advance amount of Rs.2,90,000/-. As far as the complaint given by the petitioner summons was issued to Sangeetha



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as well as the petitioner but both did not turn up for enquiry.

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4. The allegation against the Police in this petition is that under the guise of enquiring the complaint, the petitioner was put to harassment. However, the said allegation is denied by the Police and in fact no complaint is against the petitioner pending, only his petition is under investigation. Since, the said Sangeetha has already vacated the premises and not participated in the enquiry, this Court is of the view that the Police need not trouble the petitioner hereafter and close his complaint against Sangeetha.

5. Hence, the Criminal Original petition is disposed of.

29.08.2024

jv

Index: Yes/No

Internet: Yes/No

To

1. The Inspector of Police,
Uthukottai Police Station,
Tiruvallur District.

2. The Public Prosecutor,
High Court of Madras,
Chennai.



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Dr.G.JAYACHANDRAN,J.

jv

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