



Crl.O.P.(MD) No.295 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.01.2024

CORAM

**THE HON'BLE MR.JUSTICE SATHI KUMAR SUKUMARA
KURUP**

CRL.O.P. (MD) No.295 of 2024

Venkatraman

... Petitioner

vs.

1.The Commissioner of Police

Madurai City, Madurai.

2.The Inspector of Police,

South Gate Police Station,

Madurai City, Madurai.

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the 2nd Respondent Police not to harass the Petitioner in any manner in the guise of enquiry, by considering the Petitioner's representation dated 18.12.2023.

For Petitioner : Mr.C.Meenakshi Sundaram

For Respondents : Mr.T.Senthil Kumar
Additional Public Prosecutor



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Crl.O.P.(MD) No.295 of 2024

ORDER

This Criminal Original Petition has been filed to direct the 2nd Respondent Police not to harass the Petitioner in any manner in the guise of enquiry, by considering the Petitioner's representation dated 18.12.2023.

2. It is the submission of the learned Counsel for the Petitioner that the Petitioner already faced a case in N.D.P.S Act. After due trial, he was acquitted. Except that case, he has no other case, whereas the 2nd Respondent is insisting him to appear before him and execute a bond.

3. When there are no case is pending in Police, the conduct of the 2nd Respondent directing the Petitioner to appear before him and execute bond is unwarranted. Therefore, the Petitioner seeks direction not to harass him.

4. The learned Additional Public Prosecutor submits that he was already issued summons from the Revenue Divisional Officer, regarding execution of bond under Section 110 Cr.P.C.. Without



Crl.O.P.(MD) No.295 of 2024

challenging the summon issued by the Revenue Divisional Officer / Executive Magistrate, he cannot seek direction not to harass.

5. Considering the submissions of the learned Counsel for the Petitioner and the learned Additional Public Prosecutor, the Petitioner is directed to challenge the summon issued to him.

6. With the above direction, this Petition is dismissed.

10.01.2024

Internet:Yes/No

Index:Yes/No

LS

To

1.The Commissioner of Police

Madurai City, Madurai.

2.The Inspector of Police,

South Gate Police Station,

Madurai City, Madurai.

3.The Additional Public Prosecutor,

Madurai Bench of Madras High Court,

Madurai.

3/4



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Crl.O.P.(MD) No.295 of 2024

SATHI KUMAR SUKUMARA KURUP, J.

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CRL.O.P. (MD) No.295 of 2024

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