



Crl.O.P.(MD).No.2104 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 12.02.2024

CORAM:

THE HONOURABLE Mr. JUSTICE SATHI KUMAR SUKUMARA KURUP

Crl.O.P.(MD).No.2104 of 2024

Veeramalai

... Petitioner

Vs.

1.The Superintendent of Police,
Trichy District,
Trichy.

2.The Inspector of Police,
Vaiyampatti Police Station,
Trichy District.

...Respondents

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, directing the second Respondent not to harass the Petitioner and his family members based on enquiry.

For Petitioner : Mr.A.Thiyagarajan

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



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ORDER

The learned Counsel for the Petitioner submitted that the Petitioner had filed this petition seeking direction against the Respondent Police not to harass the Petitioner under the guise of an enquiry.

2. The learned Additional Public Prosecutor on instructions from the Respondents would submit that the Petitioner's son is alleged to have affair with one Malliga who is aged about 40 years and above. Due to their illicit relationship, the husband of the said Malligal had given a complaint based on which woman missing complaint had been registered Crime No.32 of 2024 by the second Respondent. Based on the complaint given by the said Malliga's husband, the Respondents had enquired the Petitioner regarding whereabouts of his son.

3. In the light of reported ruling of the Hon'ble Supreme Court in the case of ***Lalitha Kumari Vs. State Government of Uttar Pradesh*** reported in ***2014 (2) SCC 1*** and in the case of ***Arnesh Kumar Vs State of Bihar*** reported in ***2014 (8) SCC 273***, the Respondent Police is directed to issue proper summons to the Petit by specifying the date and time for their appearance and he is



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prevented from harassment by the Respondent Police. Also the Petitioner is directed to co-operate with the enquiry in the light of the aforesaid ruling of the Hon'ble Supreme Court.

4. With the above direction, this Criminal Original Petition is closed.

12.02.2024

NCC:yes/no
Index:yes/no
Internet:yes/no
Nsr

To

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



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SATHI KUMAR SUKUMARA KURUP, J.

Nsr

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