



Crl.O.P.(MD) No.8364 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 10.06.2024

CORAM

THE HON'BLE MR.JUSTICE B.PUGALENDHI

CRL.O.P (MD) No.8364 of 2024

Kalidhass

... Petitioner

Vs

1. The Superintendent of Police,
Office of the Superintendent of Police,
Madurai District, Madurai.

2. The Deputy Superintendent Of Police,
Peraiyur Division, Madurai - 625 703.

3. The Inspector of Police,
Kallupatti Police Station,
Kallupatti - 625 702.

4. The Inspector of Police,
AWPS, Peraiyur, Madurai District.

5. Durga

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the 2nd to 4th Respondents not to harass the petitioner in the guise of enquiry, on the complaint given by 5th Respondent.

For Petitioner : Mr. J. Sivaram

For Respondents : Mr.P.Kottaichamy,
Government Advocate (Crl.Side)



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CrI.O.P.(MD) No.8364 of 2024

ORDER

The petitioner has approached this Court that the respondent police is harassing him under the guise of an enquiry.

2.The learned counsel for the petitioner submits that the 5th respondent is working as a SI of Police and the marriage between the petitioner and the 5th respondent was solemnized in the year 2015 and they are having one child. Later, they got separated by way of getting divorce by mutual consent from the concerned Court on 08.02.2024. The custody of their child is also with the petitioner and the 5th respondent is having visitation right. Only after obtaining divorce, the petitioner is taking steps to marry another woman. Now, the 5th respondent has lodged a complaint and with the influence of Police, she is harassing the petitioner.

3.The learned Government Advocate (CrI.Side) submits that based on the complaint given by the 5th respondent/wife of the petitioner, enquiry is pending before the 4th respondent in C.No.156/SDO/PYR/24. However, the learned Government Advocate (CrI.Side) conceded that the petitioner and the 5th respondent got mutual divorce in the year 2024 and the



CrI.O.P.(MD) No.8364 of 2024

child is with the custody of the petitioner.

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4.In view of the above submission made by both parties, the respondent Police is directed not to harass the petitioner under the guise of enquiry. Accordingly, this Criminal Original Petition stands allowed.

10.06.2024

NCC : Yes/No

Internet: Yes/No

Index: Yes/No

PNM

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Kallupatti - 625 702.

4. The Inspector of Police,
AWPS, Peraiyur, Madurai District.

5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

3/4



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Crl.O.P.(MD) No.8364 of 2024

B.PUGALENDHI, J.

PNM

ORDER IN
CRL.O.P (MD) No.8364 of 2024

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