



Crl.O.P.(MD)No.13840 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.08.2024

CORAM

THE HON'BLE MR.JUSTICE K.MURALI SHANKAR

Crl.O.P.(MD)No.13840 of 2024

K.Manikandan

... Petitioner

Vs.

1.The Commissioner of Police,
Madurai City,
Madurai.

2.The Sub Inspector of Police,
Perungudi Police Station,
Madurai,
Madurai District.

3.Panju

... Respondents

PRAYER : Criminal Original Petition filed under Section 528 of BNSS,
to direct the second respondent not to harass the petitioner in the guise of
the enquiry.

For Petitioner : Mr.V.Santhakumaresan

For R1 & R2 : Mr.P.Kottai Chamy
Government Advocate (Crl. Side)



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ORDER

This Criminal Original Petition has been filed, invoking Section 528 B.N.S.S., seeking orders to direct the second respondent not to harass the petitioner under the guise of enquiry.

2. 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 before the Deputy Superintendent of Police, enquiry was conducted and the same was ordered to be closed and that thereafter on the basis of another complaint given by the third respondent before the second respondent, CSR No.249 of 2024 came to be registered and is pending for enquiry.

3. At this juncture, the learned counsel appearing for the petitioner would submit that the petitioner is ready to appear before the second respondent on receipt of summons.

4. Taking into account the overall facts and circumstances, the following directions are issued:-



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“(a) The second respondent will issue written summons to the petitioner and to the private respondent for causing their appearance before him for enquiry. There is no question of orally summoning the parties to the police station.

(b) The second respondent will conclude the enquiry within a period of two weeks from the date of receipt of a copy of this order.

(c) If at the end of the enquiry, cognizable offence is made out and the second respondent proposes to register any FIR, the petitioner will be given notice of the same so that the petitioner will have breathing time to move the concerned Court for the relief of anticipatory bail.”

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

23.08.2024

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

To
1.The Commissioner of Police,
Madurai City,
Madurai.



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K.MURALI SHANKAR,J.

csn

- 2.The Sub Inspector of Police,
Perungudi Police Station,
Madurai,
Madurai District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Order made in
Crl.O.P.(MD)No.13840 of 2024

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