



*Crl.O.P.(MD)No.17951 of 2024*

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.10.2024

CORAM

**THE HON'BLE MR.JUSTICE K.MURALI SHANKAR**

Crl.O.P.(MD)No.17951 of 2024

S.Ramachandran

... Petitioner

Vs.

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

2.The Assistant Commissioner of Police,  
Southgate Sub Division,  
Madurai District.

3.The Inspector of Police,  
Southgate Police Station,  
Madurai District.

4.Santhosh

5.The Special Sub-Inspector Police (SSI),  
(Special Team),  
O/o.Special Team Superintendent of Police,  
Madurai District.

... Respondents

**PRAYER :** Criminal Original Petition filed under Section 528 of BNSS,  
to direct the respondents 1 and 2 to instruct the fifth respondent not to  
harass the petitioner and his family members under the guise of the



*Crl.O.P.(MD)No.17951 of 2024*

enquiry without following due process of law.

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For Petitioner : Mr.K.Dinesh

For R1 to R3 & R5 : Mr.P.Kottai Chamy  
Government Advocate (Crl. Side)

### **ORDER**

The Criminal Original Petition has been filed, invoking Section 528 B.N.S.S., seeking orders to direct the respondents 1 and 2 to instruct the fifth respondent not to harass the petitioner and his family members under the guise of the enquiry without following due process of law.

2. When the matter is taken up for hearing today, the learned Government Advocate (Criminal Side) appearing for the respondents 1 to 3 and 5 would submit that the petitioner has purchased some jewels from the fourth respondent and since he has not paid the part of the amount, complaint came to be lodged by the fourth respondent and the same is pending from April 2024.

3. The learned counsel appearing for the petitioner would submit that after lodging of the complaint by the fourth respondent, the petitioner has paid the entire amount in installments but they have not



***Crl.O.P.(MD)No.17951 of 2024***

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closed the complaint and they have issued the present summons and that the police from the third respondent police station has been visiting the petitioner's house very often and harassing him.

4. Even according to the prosecution, it is only for recovery of money. This Court is at loss to understand as to why the complaint is kept pending from April 2024 and issued summons at this point of time.

5. Considering the above, the third respondent is directed not to harass the petitioner any more.

6. With the above direction, this Criminal Original Petition stands disposed of.

**21.10.2024**

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

To

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



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*Crl.O.P.(MD)No.17951 of 2024*

**K.MURALI SHANKAR,J.**

csn

- 2.The Assistant Commissioner of Police,  
Southgate Sub Division,  
Madurai District.
- 3.The Inspector of Police,  
Southgate Police Station,  
Madurai District.
- 4.The Special Sub-Inspector Police (SSI),  
(Special Team),  
O/o.Special Team Superintendent of Police,  
Madurai District.
- 5.The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.

Order made in  
Crl.O.P.(MD)No.17951 of 2024

Dated: 21.10.2024