



W.P.No.39460 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.01.2025

Coram:

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

W.P.No.39460 of 2024

V.Malarvannan

... Petitioner

Vs.

1. The Commissioner of Police

No.132, E.V.K. Sampath Road

Periyamedu, Vepery

Park Town,

Chennai - 600 007

2. The Deputy Commissioner of Police (D.C.P.)

Lattice Bridge Road, Adyar, Chennai - 600 020

3. The Inspector of Police (L & O)

J-9, Thuraipakkam Police Station

Chennai - 600 097

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the 1st to 3rd respondents to consider the petitioner's representation dated 16.12.2024. Consequently, direct



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the cancellation of the summons dated 13.12.2024 and 16.12.2024 issued in

WEB C C.S.R. No.1080/2024 till the final disposal of W.P. No.36852 of 2024.

For Petitioner : Mr.Chella Muthu Rengaraju
For Respondents : Mr.S.Sugendran
Additional Public Prosecutor

ORDER

This Writ Petition has been filed by the petitioner seeking direction to the respondents 1 to 3 to consider the petitioner's representation dated 16.12.2024 and consequently, direct for the cancellation of the summons dated 13.12.2024 and 16.12.2024 issued in C.S.R. No.1080/2024 till the final disposal of W.P. No.36852 of 2024.

2. Heard both sides and perused the materials available on record.

3. It is seen that the petitioner has lodged a complaint and the same has been taken on file in C.S.R. No.1080 of 2024 and since no action was taken by the 3rd respondent police, the petitioner has filed a writ petition before this



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Court in W.P.No.36852 of 2024 and this Court by order dated 04.12.2024, has

ordered notice and adjourned the matter to 23.01.2025 for filing AoS and counter. Subsequently, 3rd respondent police has issued summons to the petitioner calling upon the petitioner to appear for enquiry. Challenging the same, the petitioner has filed the present petition before this Court to cancel the summons issued by the 3rd respondent police.

4. The learned Additional Public Prosecutor appearing for the respondents police submitted that based on the complaint given by the petitioner, summons were issued to the petitioner for enquiry and instead of co-operating for enquiry, the petitioner has rushed to this Court and filed this petition.

5. It is seen that only summons have been issued to the petitioner to appear for enquiry based on the complaint lodged by the petitioner himself and instead of co-operating for enquiry, the petitioner has filed this petition which is nothing but abuse of process of Court.



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6. Therefore, this Writ Petition is dismissed. There shall be no order as to

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costs.

02.01.2025

Index : Yes / No

Speaking Order : Yes / No

Neutral Citation Case : Yes/No

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To

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Periyamedu, Vepery
Park Town, Chennai - 600 007

2. The Deputy Commissioner of Police (D.C.P.)
Lattice Bridge Road
Adyar, Chennai - 600 020

3. The Inspector of Police (L & O)
J-9, Thuraipakkam Police Station
Chennai - 600 097

4. The Public Prosecutor,
High Court of Madras.

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P.VELMURUGAN. J.

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