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Crl.O.P.No.31252 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.11.2025

CORAM:

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No.31252 of 2025

P.Jothilingam

... Petitioner

Vs.

The State of Tamil Nadu represented by,

- 1 The Superintendent of Police,
Tirupattur District.
2. The Inspector of Police,
Thimmampet Police Station,
Tirupattur District.
3. M.Jeevitha

... Respondents

PRAYER : Criminal Original Petition is filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, to direct the respondents not to harass the petitioner based on the false complaint lodged by the third respondent and his family members under the guise of enquiry.

For Petitioner : Mr.D.Murugan

For R1 & R2 : Mr.R.Vinothraja
Government Advocate (Criminal Side)



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ORDER

The present Criminal Original Petition has been filed seeking a direction to the respondents not to harass the petitioner under the guise of enquiry.

2. The case of the petitioner is that under the pretext of conducting an enquiry in connection with a matrimonial dispute between the petitioner and the third respondent, the respondent Police are unnecessarily harassing the petitioner and his family members.

3. Learned Government Advocate (Criminal Side), on instructions, submitted that based on the complaint given by the third respondent/de facto complainant, the respondent Police have conducted an enquiry and registered a case in Crime No.96 of 2025 and that the presence of the petitioner is required for investigation.

4. Such being the position, it is for the Investigating Agency to issue appropriate notice to the petitioner under Section 35(3) of BNSS for



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enquiry and on receipt of such notice, the petitioner shall appear for enquiry and co-operate in the investigation. It is made clear that the petitioner shall not be harassed during the course of enquiry.

5. Accordingly, this Criminal Original Petition stands disposed of.

17.11.2025

Neutral Citation: Yes/No
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To

- 1 The Superintendent of Police,
Tirupattur District.
2. The Inspector of Police,
Thimmampet Police Station,
Tirupattur District.
3. The Public Prosecutor,
High Court of Madras.



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A.D.JAGADISH CHANDIRA, J.

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