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CrI.O.P.No.32001 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 25.11.2025**

CORAM:

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

**CrI.O.P.No.32001 of 2025**

Mahalingam

... Petitioner

Vs.

The State of Tamil Nadu represented by,

1. The District Superintendent of Police,  
Chengalpattu District,  
Chengalpattu.
2. The Inspector of Police,  
Maraimalai Nagar Police Station,  
Chengalpattu District.

... Respondents

**PRAYER:** Criminal Original Petition is filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, to direct the second respondent herein not to harass the petitioner in any manner except by due process of law pursuant to the representation dated 14.11.2025.

For Petitioner : Mr.T.Muruganantham

For Respondents : 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 second respondent police 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 the missing of gold chain of one Rajan, the respondent Police are unnecessarily harassing the petitioner.

3. Learned Government Advocate (Criminal Side), on instructions, submitted that based on the complaint given by Rajan, the respondent Police are conducting an enquiry in C.S.R.No.1397 of 2025 and that the petitioner was called only for enquiry. He further submitted that the petitioner was not harassed by the respondents.

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 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. If any cognizable offence is



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made out, the respondent Police shall register a First Information Report and proceed in accordance with law.

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

**25.11.2025**

Neutral Citation: Yes/No  
*ham*

To

1. The District Superintendent of Police,  
Chengalpattu District,  
Chengalpattu.
2. The Inspector of Police,  
Maraimalai Nagar Police Station,  
Chengalpattu District.
3. The Public Prosecutor,  
High Court of Madras.



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**A.D.JAGADISH CHANDIRA, J.**

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***25.11.2025***