



Crl.OP.No.34141 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15.12.2025

CORAM:

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

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G.Kumar

...Petitioner

Vs.

1. The Superintendent of Police,
Vellore District,
Vellore.
2. The Inspector of Police,
Gudiyatham Town Police Station,
Vellore District.

...Respondents

Criminal Original Petition filed under Section 528 of BNSS, 2023 to direct the 1st respondent to issue a suitable direction directing the 2nd respondent not to harass the petitioner and his family members under the guise of enquiry without any summon under section 35 of BNSS (41-A of Cr.P.C).

For Petitioner : Mr.E.Kannadasan

For Respondents : Mr.S.Santhosh, GA(Crl. Side)



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ORDER

This criminal original petition has been filed seeking to direct the 1st respondent to issue suitable directions to the 2nd respondent not to harass the petitioner and his family members under the guise of enquiry, without issuing any summon under Section 35 of BNSS.

2. When the matter was taken up for hearing, the learned Government Advocate (Criminal Side) appearing for the respondents, on instructions, submitted that the petitioner is a habitual offender, against whom two other cases have been registered under the Lotteries Act and he has been called for only for a routine enquiry and other than that, the respondents are not unnecessarily harassing the petitioner.

3. Recording the above submissions made by the learned Government Advocate (Criminal Side), this criminal original petition stands **closed**. However, it is made clear that, if the petitioner's appearance is necessary, the respondents/Investigating Agency shall issue appropriate notice to the petitioner under Section 35(3) of BNSS for enquiry and on receipt of such



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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.

15.12.2025

skt

Index : Yes/No
Speaking order : Yes/No
NCC : Yes/No

To:

1. The Superintendent of Police,
Vellore District, Vellore.
2. The Inspector of Police,
Gudiyatham Town Police Station,
Vellore District.
3. The Public Prosecutor,
Madras High Court.



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A.D.JAGADISH CHANDIRA, J.

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