



WEB COPY

CRL OP No. 5378 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12-03-2026

CORAM

THE HON'BLE MR JUSTICE **M. NIRMAL KUMAR**

CRL OP No. 5378 of 2026

S.Chandramohan

..Petitioner

Vs

1. The Superintendent of Police,
O/o.The Superintendent of Police,
Nagapattinam,
Nagapattinam District.

2. The Inspector of Police
Nagore Police Station,
Nagore,
Nagapattinam District.

..Respondent(s)

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya
Nagarik Suraksha Sanhita, 2023, to direct the 1st and 2nd respondent police not
to harass the petitioner and his family members.

For Petitioner : Mr.R.Muruga Bharathi

For Respondents : Mr.Leonard Arul Joseph Selvam,
Additional Public Prosecutor For R1 and R2

Mr.T.Anantha Sekaran
for *De facto* complainant



ORDER

The present Criminal Original Petition has been filed seeking a direction to the 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 existing civil dispute with one Sampanki/*de facto* complainant, the respondent Police are unnecessarily harassing him.

3. The learned counsel for the *de facto* complainant submitted that the de facto complainant had lodged a complaint on 03.03.2026 for cheating of an amount of Rs.10,00,000/- along with the supporting documents.

4. The learned Additional Public Prosecutor, on instructions, submitted that on receipt of a complaint from one Sampanki, the second respondent police called the petitioner for enquiry but the petitioner was not available and he has been evading service of summons.

5. Now, the learned counsel for the petitioner, on instructions, submitted that the petitioner is ready to appear before the second respondent police on 16.03.2026.



6. Considering the submissions made on either side, this Court directs both the petitioner and the de facto complainant to appear before the second respondent on 16.03.2026 along with supporting documents and co-operate in the enquiry. It is made clear that the petitioner shall not be harassed during the course of enquiry. If any cognizable offence is made out, the respondent Police shall register First Information Report and proceed in accordance with law.

7. With the above direction, this Criminal Original Petition is disposed of.

12-03-2026

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

SRM

To

1. The Superintendent of Police,
O/o.The Superintendent of Police,
Nagapattinam, Nagapattinam District.
2. The Inspector of Police
Nagore Police Station,
Nagore, Nagapattinam District.
3. The Public Prosecutor,
High Court of Madras.



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M.NIRMAL KUMAR, J.

SRM

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