



Crl.O.P(MD)No.1234 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.01.2026

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**THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI**

Crl.O.P(MD)No.1234 of 2026

1.P.Anandharajakumar  
2.A.Esther Chandrakala

... Petitioners

**Vs.**

- 1.The Superintendent of Police  
Dindigul District,  
Dindigul.
- 2.The Deputy Superintendent of Police,  
District Crime Branch,  
Dindigul,  
Dindigul District.
- 3.The Sub Inspector of Police,  
District Crime Branch,  
Dindigul,  
Dindigul District.

4.R.Marudhairaj

... Respondents

**Prayer:** Criminal Original Petition is filed under Section 528 of BNSS, 2023,to direct the respondents 1 to 3 not to harass the petitioners and their family members on the guise of enquiry.



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For Petitioners : Mr.V.Palanichamy  
For R1 to R3 : Mr.M.Sakthi Kumar  
Government Advocate (Crl)  
For R4 : Mr.Sarvagan Prabhu

**ORDER**

Seeking to direct the respondents 1 to 3 not to harass the petitioners and their family members under the guise of enquiry, this criminal original petition is filed.

2. The learned counsel for the petitioners submitted that on a complaint received as against the petitioners from the 4<sup>th</sup> respondent police, the 3<sup>rd</sup> respondent police is subjecting them to harassment in the guise of enquiry and hence, this petition.

3. The learned Government Advocate (Crl.Side) on instructions submitted that complaint has been received from the 4<sup>th</sup> respondent in a job racketing matter, following which the 2<sup>nd</sup> respondent has issued summons, dated 08.01.2026 and 13.01.2026. The matter is still pending.



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4. Per contra, the learned counsel for the petitioners submitted that it is not at all a matter of job racketing, but they had borrowed an amount of Rs.11,50,000/- from the 4<sup>th</sup> respondent on various occasions. In this regard, a dispute has arisen between the 4<sup>th</sup> respondent and the petitioners. However, the 4<sup>th</sup> respondent had given a false complaint as against the petitioners and respondent police is subjecting them to harassment.

5. The learned counsel appearing for the 4<sup>th</sup> respondent categorically contended that it is not a dispute about receipt of any loan, but it is a clear case of job racketing.

6. Heard the learned counsels on either side and perused the materials available on record.



7. It is understood that the petitioners have been called only after serving proper summons by the 2<sup>nd</sup> respondent police for an inquiry on the complaint received from the 4<sup>th</sup> respondent.

8. To allay the petitioners' apprehensions and to ensure fairness, the following directions are issued:

(a) With respect to the complaint received against the petitioners, if the petitioner's appearance is further necessary, the respondent-police shall issue written summons/notice under Section 41-A Cr.P.C/35(3) BNSS, specifying the date, time, and purpose of enquiry. Oral or informal summons are prohibited.

(b) The enquiry, if undertaken, shall be completed within two weeks from the date of the petitioners' appearance.

(c) If the police, upon enquiry, conclude that a cognizable offence is made out and propose to register an FIR,



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the petitioners shall be given prior written notice, enabling him to seek legal remedies including anticipatory bail.

(d) If the dispute is found to be civil in nature, the complaint shall be closed forthwith, without any coercive or intimidatory action.

9. With these directions, this Direction Petition stands disposed of.

**23.01.2026**

NCC : Yes / No  
Index : Yes / No  
Internet : Yes/ No

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To

- 1.The Superintendent of Police  
Dindigul District,  
Dindigul.
- 2.The Deputy Superintendent of Police,  
District Crime Branch,  
Dindigul,  
Dindigul District.

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3. The Sub Inspector of Police,  
District Crime Branch,  
Dindigul,  
Dindigul District.
4. The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.



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**L.VICTORIA GOWRI, J.**

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