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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.05.2026

CORAM

THE HON'BLE MR.JUSTICE K.MURALI SHANKAR

Crl.O.P.(MD)No.9962 of 2026

Pechimuthu

... Petitioner

Vs.

1.The Commissioner of Police,
Tirunelveli City,
Tirunelveli.

2.The Inspector of Police,
City Crime Branch Police Station,
Tirunelveli.

3. Mariselvam

... Respondents

PRAYER : Criminal Original Petition filed under Section 528 of BNSS,
to direct the 2nd respondent not to harass the petitioner in the guise of
enquiry by considering the petitioner's representation dated 19.05.2026.

For Petitioners : Mr.V.M.Jegadeesha Pandian

For Respondents : Mr.D.Venkatesh
Counsel for the State of Tamilnadu (Crl. Side)
for R1 and R2



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ORDER

The Criminal Original Petition has been filed, invoking Section 528 B.N.S.S., seeking orders to direct the 2nd respondent not to harass the petitioners mentally and physically in the guise of enquiry.

2. When the matter is taken up for hearing today, the learned Counsel for the State of Tamilnadu (Criminal Side) appearing for the respondents 1 and 2 would submit that on the basis of the complaint given by the third respondent against the petitioner, enquiry is pending in current paper. He would further submit that though summons was sent to the petitioner, he has not turned up before the respondent police.

3. Per contra, the learned counsel appearing for the petitioner would submit that the petitioner received summons only yesterday.

4. Considering the above submissions, the following directions are issued:

“(a) The second respondent will issue written summons to the petitioner and the third respondent



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herein/defacto complainant, for causing their appearance before him for enquiry. There is no question of orally summoning the parties to the police station.

(b) The second respondent will conclude the enquiry within a period of two weeks from the date of receipt of a copy of this order.

(c) If at the end of the enquiry, cognizable offence is made out and the second respondent proposes to register any FIR, the petitioner will be given notice of the same so that the petitioner will have breathing time to move the concerned Court for the relief of anticipatory bail.”

4. With the above directions, this Criminal Original Petition stands disposed of.

27.05.2026

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

PJL



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K.MURALI SHANKAR,J.

PJL

To

- 1.The Commissioner of Police,
Tirunelveli City,
Tirunelveli.
- 2.The Inspector of Police,
City Crime Branch Police Station,
Tirunelveli.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Order made in
Crl.O.P.(MD)No.9962 of 2026

Dated: 27.05.2026