

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE THE AG.CHIEF JUSTICE MR.ASHOK BHUSHAN
&
THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE

FRIDAY, THE 23RD DAY OF JANUARY 2015/3RD MAGHA, 1936

WP(C).No. 2367 of 2015 (U)

PETITIONER :

PRADEEP K., AGED 47 YEARS
S/O.KOCHUKITTU, THAIVELIKKAKATHU
SOUTH ARYAD AVALOOKKUNNU P.O, ALAPPUZHA DISTRICT
PIN-688 006

BY ADV. SRI.K.C.SUDHEER

RESPONDENTS :

1. THE STATION HOUSE OFFICER
ALAPPUZHA NORTH POLICE STATION, ALAPPUZHA - 688 001.
2. TATA MOTORS FINANCE LTD.
ALAPPUZHA BRANCH, SECOND FLOOR, J & J AVENUE
VCSB ROAD, MULLACKAL P.O, ALAPPUZHA DISTRICT
PIN-688 011 REPRESENTED BY ITS BRANCH MANAGER.
3. STATE MANAGER- LEGAL
TATA MOTORS FINANCE LTD, 4TH FLOOR
SMART CENTRE CHEMBUMUKKU, CIVIL LINES ROAD,
VAZHAKKALA, COCHIN-21

R1 BY SR.GOVERNMENT PLEADER, SRI.C.R. SYAM KUMAR
R2 & R3 BY ADV. SRI.K.P.VIJAYAN
SRI.V.N.HARIDAS

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
23-01-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 : TRUE COPY OF THE CORRESPONDENCE DATED 27.09.2013 RECEIVED
FROM THE TATA MOTORS FINANCE LTD.

EXT.P2 : TRUE COPY OF THE PAYMENT SCHEDULE ISSUED TO THE PETITIONER.

EXT.P3 : TRUE COPY OF THE COMPUTER PRINTOUTS ISSUED BY THE 3RD
RESPONDENT UNDER THE GUISE OF RECEIPT FOR THE REMITTANCES
OF EMI.

EXT.P4 : TRUE COPY OF THE NOTICE BEARING NO.TMFL/ALLEPPEY/VIN/DECEMBER
2014/15 DATED 11.12.2014 FROM THE 3RD RESPONDENT WITH
TRANSLATION.

RESPONDENTS' EXHIBITS :

NIL

/TRUE COPY/

PA TO JUDGE

ASHOK BHUSHAN, Ag.C.J. & A.M. SHAFFIQUE, J.

W.P.(C) No. 2367 OF 2015

Dated this the 23rd day of January, 2015

JUDGMENT

Ashok Bhushan, Ag.C.J.

Heard learned counsel for the petitioner and learned Government Pleader.

2. This Writ Petition has been filed seeking a police protection praying for a direction to the 1st respondent to provide adequate and sufficient police protection to the petitioner for running his SFC 407 Truck bearing Registration No.KL 04 AE 85154 without any threat from 2nd respondent, a private finance company. Petitioner apprehends that the vehicle may be repossessed by the finance company as per the agreement. We do not find any ground to issue any direction for police protection in the facts of the present case. Remedy of the petitioner is to approach the finance company or take such other proceedings

including approaching appropriate forum as permissible under law.

With the above observation, the Writ Petition is dismissed.

**Ashok Bhushan,
Acting Chief Justice.**

**A.M. Shaffique,
Judge.**